

**DIRECTORS' MEETING  
MONDAY, MARCH 14, 2005 - 11:00 A.M.  
CONFERENCE ROOM 113**

**I. MAYOR**

1. NEWS ADVISORY - RE: Mayor Coleen Seng and representatives of the City Home Clean Air Program will announce the use of ethanol-blended diesel fuel by City buses at a news conference at 10:00 a.m., Thursday, March 10<sup>th</sup>-(See Advisory)
2. NEWS RELEASE - RE: Lincoln Is First City In Nation To Convert Buses To Ethanol Fuel Blend-(See Release)
3. NEWS RELEASE - RE: Open House Planned For Water Main Improvements On South 48<sup>th</sup> Street-(See Release)
4. Washington Report - March 4, 2005.

**II. DIRECTORS**

**FINANCE DEPARTMENT/CITY TREASURER**

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department, Treasurer of Lincoln, Nebraska - Investments Purchased February 22 thru March 4, 2005.

**PLANNING**

1. Letter from Tom Cajka to Paula Dicero, Associated Engineering - RE: Lattimer's Addition Final Plat #04138-generally located at S. 84<sup>th</sup> St. and Kathy Lane-(See Letter)
2. Letter from Becky Horner to J.D. Burt, Design Associates - RE: Northview 7<sup>th</sup> Addition Final Plat #04135-generally located at Northview Road and N. 24<sup>th</sup> Street-(See Letter)
3. Letter from Brian Will to Kent Braasch, Essex Corp. - RE: The Preserve on Antelope Creek 8<sup>th</sup> Addition-FP#04097-generally located at South 80<sup>th</sup> Street and Pioneers Blvd. -(See Letter)

## **PLANNING COMMISSION FINAL ACTION.....**

1. Use Permit No. 141A, Thompson Creek (Add two lots for commercial use-S. 56<sup>th</sup> Street & Thompson Creek Blvd.) Resolution No. PC-00905.
2. Special Permit No. 05003, Meadow View 2<sup>nd</sup> Addition CUP (Northeast corner of S.W. 84<sup>th</sup> Street & West Pioneers Blvd.) Resolution No. PC-00904-DENIED.
3. Use Permit No. 148, King Crest (N. 27<sup>th</sup> Street, north of Folkways Blvd.) Resolution No. PC-00906.
4. **\*\*CORRECTED\*\***- Use Permit No. 148, King Crest (N. 27<sup>th</sup> Street, north of Folkways Blvd.) Resolution No. PC-00906.

## **PUBLIC WORKS & UTILITIES**

1. Public Works & Utilities ADVISORY - RE: Holdrege Street Water Main and Roadway Improvement Is Beginning EO #65704 - Holdrege St. from 84<sup>th</sup> to 90<sup>th</sup> Street - (See Advisory)
2. Public Works & Utilities ADVISORY - RE: South 48<sup>th</sup> Street Water Main Improvements Planned-Public Meeting Scheduled for March 15, 2005-Project #700270- (See Advisory)
3. Response E-Mail from Steve Masters to Annette McRoy - RE: Constituent with problem-District assessment-Robert Markovic-(See E-Mail's)

## **III. CITY CLERK**

## **IV. COUNCIL**

### **A. COUNCIL REQUESTS/CORRESPONDENCE**

#### **JON CAMP**

1. E-Mail from Ann Geary to Jon Camp - RE: A Street Coachman's Drive to Eldon Drive- (See E-Mail)

2. E-Mail from Julie Sand to Jon Camp with response from Jon Camp - RE: Talent Plus -(See E-Mail)

#### **JONATHAN COOK**

1. ~~OUTSTANDING~~ Request to Public Works & Utilities Department - RE: Snow plowed onto sidewalks repeatedly (RFI#122 - 01/11/05). — **1.) SEE RESPONSE FROM W.L. NASS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#122-03/09/05.**

#### **GLENN FRIENDT**

1. Request to ~~Marc Wullschleger, Urban Development Director~~ /Lynn Johnson, Parks & Recreation Director - RE: Next steps for the University Place property vacation (RFI#41-02/02/05). — **1.) SEE RESPONSE FROM MARC WULLSCHLEGER, URBAN DEVELOPMENT DIRECTOR RECEIVED ON RFI#41-02/09/05.**

#### **ANNETTE McROY**

1. Request to Don Taute, Personnel Director RE: Breakdown for Each Department for specifically requested information on M-Class Employees for Years 1995, 2000 and 2003 (**RFI #164 - 02-18-05** - Joint Request w/P.Newman)

#### **PATTE NEWMAN**

1. Request to Don Taute, Personnel Director RE: Breakdown for Each Department for specifically requested information on M-Class Employees for Years 1995, 2000 and 2003 (**RFI #30 - 02-18-05** - Joint Request w/A.McRoy)
2. Request to Lynn Johnson, Parks & Recreation Director - RE: Request for more information on the tennis courts at Woods Park- (RFI#31-03/04/05).

#### **V. MISCELLANEOUS**

1. Letter from Nancy - RE: The “Ride for Five” Program it would be so helpful if you continued this program-(See Letter)
2. Letter from Gary Awalt - RE: The proposed Wal-Mart Super center-(See Letter)

3. Letter from Havelock Business Owners - RE: Proposed Wal-Mart at 87<sup>th</sup> & Adams -(See Letter)
4. Letter from Rod Hornby, President, Rembolt Homes - RE: Plumbing concerns with new construction -(See Letter)
5. E-Mail from Lisa Janssen, BA Mental Health Specialist, Community Mental Health Center of Lancaster County - RE: Please continue to support the 'Ride for Five' Program-(See E-Mail)
6. E-Mail from Lori Ashmore, HUD Homeless Case Manager, Lincoln Action Program - RE: Bus passes -(See E-Mail)
7. E-Mail from Liz Browne, Certified Social Worker, Community Support Worker, Community Mental Health Center - RE: The Ride for Five Program-(See E-Mail)
8. Letter from George & Julie Papineau - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams-(See Letter)
9. Letter & Material from Frank Landis, Commissioner, State of Nebraska Public Service Commission-RE: Application No. PSAP-36.1: In the Matter of Lincoln/Lancaster County, seeking funding approval for recurring and non-recurring costs of Wireless E911 Implementation-(See Material)
10. Letter from Mark Travis - RE: Encourage you to continue the 'Ride For Five' program-(See Letter)
11. Letter from Richard Strom - RE: Encourage you to continue the 'Ride For Five' program-(See Letter)
12. Letter from Terri Smith - RE: Continue the 'Ride for Five' Program-(See Letter)
13. Letter from Briana Gauger - RE: Continue the 'Ride for Five' Program-(See Letter)
14. Letter from Doris Scott; Darlene Smith; James Butts; Jerry Knowles; JoAnn Graham; Jeanne Boettcher; - RE: The 'no smoking' ban - "independent living center" they would like to see their facility mandated as smoke free -(See Letter)

15. Letter from Terry Gettman - RE: Continue the 'Ride for Five' Program-(See Letter)
16. Letter from Mark & Terri Rockemann - RE: Concerned about the proposed new Wal-Mart location at 84<sup>th</sup> & Adams-(See Letter)
17. Letter from Shirley Uttecht - RE: Super Wal-Mart's Proposed Northeast Lincoln location at North 84<sup>th</sup> Street & Adams St. -(See Letter)
18. Letter from Loretta Murry - RE: Please consider keeping the 'Ride for Five' program-(See Letter)
19. Letter from Grace Bryan - RE: Please keep the 'Ride for Five' program-(See Letter)
20. Letter from Karen Teachman - RE: Please consider keeping the 'Ride for Five' program -(See Letter)
21. Letter & Material from Donald Coleman - RE: The Karate studio owner charged with indecent exposure, pleads innocent - questions how this man can still operate a business where there are little girls-(See Material)
22. E-Mail from Kim Baty - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams-(See E-Mail)
23. E-Mail from Donald Atkinson - RE: \$5.00 Bus Passes -(See E-Mail)
24. E-Mail from Selma Atkinson - RE: Please keep the five dollar bus passes -(See E-Mail)
25. E-Mail from Carol B. - RE: MSN article-National Bank of Wal-Mart? -(See E-Mail)
26. Letter from Susan Coonrod - RE: Please keep the 'Ride for Five' program-(See Letter)
27. Letter from Scott Johnson - RE: Please keep the 'Ride for Five' program-(See Letter)
28. Letter from Jean Wheat - RE: Please keep the 'Ride for Five' program-(See Letter)

29. Letter from Bridget Toma - RE: Please keep the 'Ride for Five' program-(See Letter)
- 30 . Letter from Deloris Cole - RE: Please keep the 'Ride for Five' program-(See Letter)
31. E-Mail from Monica Janssen, BA, MHS, Mental Health Specialist - RE: On behalf of my agency and all who have benefitted from the 'Ride for Five' program to encourage it being made permanent -(See E-Mail)
32. E-Mail from Kristin Wulser - RE: Change of Zone 05014-Near South Neighborhood -(See E-Mail)
33. E-Mail from Perian Pattillo - RE: The 'Ride For Five' Program should be retained -(See E-Mail)
34. 8 Letters from Tiffany Mullison & Julie S. Paschold, Fresh Start Home; Leanne Malecha; Mary Thomas; Tina; Tisa Townsend; Linda Bradley; Teresa Patocka; - RE: The 'Ride For Five' Program -(See Letters)
35. Letter from Tami Lang - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams-(See Letter)
36. Letter - RE: The 'Ride For Five' Program-(See Letter)

## **VI. ADJOURNMENT**

da031405/tjg



# NEWS ADVISORY

MAYOR COLEEN J. SENG

[lincoln.ne.gov](http://lincoln.ne.gov)

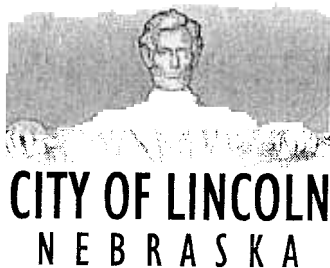
## OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

**DATE:** March 9, 2005

**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Coleen J. Seng and representatives of the CityHome™ Clean Air Program will announce the use of ethanol-blended diesel fuel by City buses at a news conference at **10 a.m. Thursday, March 10** at StarTran. 710 "J" Street.



# NEWS RELEASE

MAYOR COLEEN J. SENG

[lincoln.ne.gov](http://lincoln.ne.gov)

## OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7831, fax 441-7120

**FOR IMMEDIATE RELEASE:** March 10, 2005

**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831

Larry D. Worth, StarTran Transit Manager, 441-7185

Alan Rae, O2Diesel Corp, 302-266-6000

## **LINCOLN IS FIRST CITY IN NATION TO CONVERT BUSES TO ETHANOL FUEL BLEND**

Mayor Coleen J. Seng, and representatives of the CityHome™ Clean Air Program announced today that Lincoln is the first U.S. city to convert its public transit bus fleet to an ethanol diesel fuel blend known as O2Diesel. The CityHome™ program is the nation's first clean air initiative to help municipal transit systems reduce diesel fuel emissions.

"This is an exciting day for our community and for the future of clean air in cities across the nation," said Mayor Seng. "Lincoln is on the cutting edge in clean air technology. O2Diesel is good for StarTran, for the health of our citizens and for our agricultural industry. This is the Capital City of a major corn-producing state, so this project is a perfect match for Lincoln and for Nebraska. I want to thank CityHome™ and the corporate sponsors for making this innovation possible at no cost to the City."

Transit Manager Larry Worth said StarTran began using ethanol blended fuels as part of a pilot program in 1994. StarTran began testing O2Diesel in four buses in 2000. About three-fourths of StarTran's fleet converted to O2Diesel in February. The remaining StarTran buses will be converted in the next few weeks, except for two buses which use biodiesel.

O2Diesel reduces black smoke, particulate matter and exhaust gases that are damaging to the ozone layer and unhealthy. A recent study commissioned by the Clean Air Task Force, a non-profit environmental organization, says reducing diesel emissions can help reduce health problems such as asthma, respiratory disease and heart attacks.

CityHome™ is a partnership involving municipal transit systems, O2Diesel and corporate sponsors, whose contributions offset the program costs to the transit operators. Sponsors include the Nebraska Corn Board, Nebraska Corn Growers and the Nebraska Ethanol Board.

"Through corporate sponsorships, CityHome™ makes it possible for smaller urban fleets like StarTran to play a meaningful role in helping improve air quality for Lincoln residents," said Worth. "We see this as a model program that can spur implementations in larger cities where curbing diesel pollution is an even bigger challenge."

more-

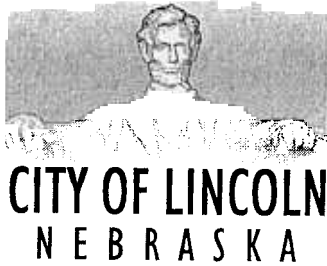


“CityHome™ represents a tremendous leap forward in helping cities tackle the problem of noxious diesel emissions that, until now, were inherent with traditional diesel-fueled bus fleets,” said Alan Rae, President and CEO of O2Diesel Corp. “The City of Lincoln, StarTran and CityHome™ sponsors are to be applauded for their vision to involve themselves in such an innovative and beneficial program.”

“Ethanol production has become the second largest customer for Nebraska corn and is one of the great success stories in rural development for our state,” said Mark Jagels, Nebraska Corn Board Chair. “This ethanol diesel bus project is an important next step in proving the value of ethanol in diesel engines. Nebraska’s corn producers are again investing in the future of this growing industry by showing their support of this project.”

“The commercialization of ethanol-diesel blends offers great promise for America’s environment and energy security,” said Todd Sneller, Nebraska Ethanol Board Administrator. “The City of Lincoln has the opportunity to show the rest of the nation that this new fuel can result in cleaner air in America’s cities and less dependence on imported oil.”

More information is available at [www.o2diesel.com](http://www.o2diesel.com) or [www.cityhome.info](http://www.cityhome.info).



# NEWS RELEASE

MAYOR COLEEN J. SENG

[lincoln.ne.gov](http://lincoln.ne.gov)

## **PUBLIC WORKS AND UTILITIES DEPARTMENT**

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

**FOR IMMEDIATE RELEASE:** March 9, 2005

**FOR MORE INFORMATION:** Holly Lionberger, Public Works and Utilities, 441-8400

### **OPEN HOUSE PLANNED FOR WATER MAIN IMPROVEMENTS ON SOUTH 48TH STREET**

The public is invited to attend an open house Tuesday, March 15 on water main improvements planned for South 48th Street from Old Cheney Road to Claire Avenue. The open house is from 5 to 6:30 p.m. at Godfather's Pizza, South 48th Street and Highway 2.

The improvements are necessary to prevent future interruption of water service in the area. Construction is expected to take place this summer. Preliminary plans for the project will be available at the open house.

Representatives from the City Public Works and Utilities Department and Olsson Associates will be available to explain the project and to answer questions. For more information, contact Holly Lionberger at 441-8400.

## House Panel Approves TEA-21 Bill

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archive.html](http://www.capitaledge.com/archive.html)

### Washington Report

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### Transportation

House panel approves TEA-21 reauthorization bill. A six-year, \$284 billion measure (HR 3) to reauthorize federal highway and transit programs was approved by the House Transportation & Infrastructure (T&I) Committee on Wednesday. Committee Chairman Don Young (R-AK) anticipates the legislation will be voted on by the full House later next week.

As expected, the Committee did not make any major changes to the measure that was introduced by Young two weeks ago, and it is essentially the same as last year's House-passed bill. During the committee markup, Young added a manager's amendment that included \$11 billion for over 3,000 highway and transit projects earmarked for House Member's districts.

The legislation authorizes \$222.5 billion for the Federal Highway Administration, \$52.3 billion for the Federal Transit Administration, \$3.2 billion for the National Traffic and Highway Safety Administration, and \$2.9 billion for the Federal Motor Carrier Safety Administration.

Also this week, the House Ways and Means Committee marked up the revenue title of the bill that extends the taxes and fees paid into the Highway Trust Fund through 2011. While HR 3 authorizes programs through FY 2009, historically, the tax title of the bill is authorized for two years beyond the authorization period of the bill. The legislation does not raise taxes and has no revenue effect, according to House Ways and Means Committee Chairman William Thomas (R-CA), and the House Rules Committee is likely to incorporate the tax title into HR 3 next week.

House Majority Leader Tom Delay (R-TX) has announced that the reauthorization bill will be on the floor March 9 and 10.

Progress on the Senate side with regard to TEA-21 reauthorization is less clear. While Senate Environment and Public Works Committee Chairman James Inhofe (R-OK) has indicated that he will introduce a \$284 billion bill at the behest of the White House and Senate leadership, it remains to be seen whether that level has the support of a majority of the committee. Several key Republicans on the panel may continue to hold out for a measure along the lines of the \$318 billion bill approved by the chamber last year.

### Community Development

CDBG support letter now being circulated in the House. Earlier this week, a bipartisan group of 55 Senators sent a letter to the Senate Budget Committee urging the panel to support the FY 2005 funding level for the CDBG program as well as maintaining its jurisdiction at HUD.

The Budget Committee is beginning to consider its FY 2006 budget resolution, which sets broad outlines under which the Appropriations Committees must operate when considering FY 2006 spending for federal programs. Last month, the Bush Administration proposed that the \$4.7 billion CDBG program at HUD be eliminated along with 17 other community and economic development programs at five federal agencies. Those programs would be replaced by a \$3.7 billion state block grant program at the Department of Commerce.

Feeding off the success of the Senate letter, a group of House members are now circulating a similar letter to their colleagues on the House Budget committee. To date, 59 House members have joined Reps. Christopher Shays (R-CT) and Barney Frank (D-MA). Just as was the case with the Senate letter, local government organizations are asking their members to contact their House members to urge them to sign on to the Shays/Frank letter on CDBG.

The signed copy of the Senate letter may be found at:

[www.capitaledge.com/cdbgletter-sen.pdf](http://www.capitaledge.com/cdbgletter-sen.pdf)

and the draft of the House letter may be found at:

[www.capitaledge.com/cdbgletter-h.pdf](http://www.capitaledge.com/cdbgletter-h.pdf).

## Congress

Senate alters Appropriations subcommittees to keep more in line with the House.

When the House Appropriations Committee approved a major realignment of its subcommittee structure last month, their colleagues in the Senate resisted the changes. However, faced with the reality that the differing structures would further complicate the already-messy annual budget process, Senate Appropriations Committee Chairman Thad Cochran (R-MS) this week proposed changes that are less sweeping than the House but clearly aligned with the House reorganization.

While the House eliminated three of the 13 subcommittees (District of Columbia, Legislative Branch, and VA, HUD, Independent Agencies) and spread programs under their jurisdiction among other subcommittees, Cochran chose to eliminate only the VA, HUD, and Independent Agencies panel. Under the change, the Veterans Administration moves to the Military Construction Subcommittee, HUD goes to the Transportation-Treasury Subcommittee, NASA moves to the Commerce, Justice, Science Subcommittee, and EPA shifts to the Interior Subcommittee. In order to make those moves and not cause any of the current Senate subcommittee Chairmen to lose that title, Cochran gave up the gavel to the Homeland Security Subcommittee.

A chart that compares the House and Senate Appropriations Committees new structures, including new jurisdictions and subcommittee chairmen, may be found at [www.capitaledge.com/approps.pdf](http://www.capitaledge.com/approps.pdf).

## Job Training

House clears job training reauthorization.

By a vote of 224-200, the House passed legislation (HR 27) that would reauthorize most federal job training programs. The largely party line vote came after unsuccessful attempts by Democrats to strip faith-based language in the bill that they argue would allow religious groups to discriminate in hiring.

As passed by the House, the bill combines the Adult Block Grant and the Dislocated Workers Program into a single block grant authorized at \$3.14 billion in FY 2006 and such sums as may be necessary for FY 2007 through FY 2011. The bill also authorizes \$1.25 billion for the Youth Block Grant in FY 2006 and such sums as may be necessary for FY 2007 through FY 2011. In FY 2005, the Adult Block Grant is funded at \$891 million, the Dislocated Worker Program at \$1.5 billion and the Youth Block Grant at \$986 million. HR 27 also reauthorizes the Job Corps Program through FY 2011.

The bill would also authorize two of the President's job training initiatives: a grant program to help community colleges train students for careers in industries facing labor shortages and a Personal Reemployment Accounts pilot program that would provide unemployed workers with \$3,000 vouchers to spend on the job training program of their choice. Congress appropriated \$250 million for the community college program but it is not authorized.

The focus now shifts to the Senate, where the leadership of the Health, Education, Labor and Pensions Committee is working towards the introduction of a bipartisan bill. Both the House and Senate passed reauthorization bills last year but Senate Democrats blocked sending the bill to Conference Committee arguing that they would be shut out of negotiations.

## Grant Opportunities

**Department of Justice:** The Bureau of Justice Assistance is accepting applications for the *Comprehensive Approaches to Sex Offender Management* grant program. The program is designed to improve sex offender management and policies at the state and local level by examining approaches to monitor the population, identifying gaps and areas of need, and developing strategies to address these needs. Grants are available for up to \$250,000 over a 24-month project period, which includes an assessment and planning phase followed by an implementation phase. There is a required match of at least 25 percent. Previous recipients of sex offender management grants from the Department of Justice are not eligible for this grant, including recipients of the OJP Corrections Program Office and Violence Against Women Office. Applications are due March 17, 2005. For more information, see: [www.ojp.usdoj.gov/BJA/grant/05CASO/Msol.pdf](http://www.ojp.usdoj.gov/BJA/grant/05CASO/Msol.pdf).

**RESOLUTION NO. A-\_\_\_\_\_**

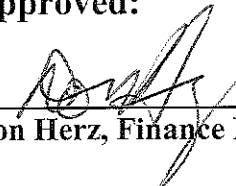
**BE IT HEREBY RESOLVED BY THE CITY COUNCIL** of the City of  
Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City  
Treasurer is hereby directed to hold said investments until maturity unless  
otherwise directed by the City Council.

**INTRODUCED BY:**

\_\_\_\_\_

**Approved:**

  
\_\_\_\_\_  
**Don Herz, Finance Director**

Approved this \_\_\_\_ day of \_\_\_\_\_, 2005

\_\_\_\_\_  
Mayor

**FINANCE DEPARTMENT  
TREASURER OF LINCOLN, NEBRASKA  
INVESTMENTS PURCHASED  
FEBRUARY 22 thru MARCH 4, 2005**

February 22, 2005, we cashed a \$48,000 First American Government Obligation Fund at US Bank out of the Short Term Fund. We then invested \$5,800,000 in the Repurchase Agreement at Wells Fargo Bank.

February 23, 2005, we cashed \$1,782,000 from the First American Government Obligation Fund at U.S. Bank and \$5,400,000 from the Repurchase Agreement at Wells Fargo Bank in the Short Term Pool. We then invested \$5,500,000 as follows:

\$3,000,000	FNMA, discounted 2.57 to price at 99.5930833, due 04/21/05 to yield 2.616341, costing \$2,987,792.50.
\$2,500,000	Certificate of Deposit due 04/28/05 at 2.71%

February 24, 2005, we cashed \$388,000 from the First American Government Obligation Fund in the Short Term Pool, and invested \$185,000 as follows:

\$35,000	Nebraska Public Agency Investment Trust at Union Bank
\$150,000	Repurchase Agreement at Wells Fargo Bank

An investment of \$3,000,000 matured February 25, 2005, and we immediately cashed and invested \$1,678,000 in the Short Term Pool as follows:

\$100,000	Repurchase Agreement at Wells Fargo Bank
\$1,578,000	First American Government Obligation Fund at US Bank

Due to a surplus of funds in the Short Term Pool, on February 28, 2005, we invested \$275,000 in the Repurchase Agreement at Wells Fargo Bank.

March 1, 2005, we cashed \$328,000 from the First American Government Obligation Fund in the Short Term Pool, and invested \$235,000 as follows:

\$150,000	Repurchase Agreement at Wells Fargo Bank
\$85,000	Nebraska Public Agency Investment Trust at Union Bank

Using new funds, we invested \$568,000 in the Short Term Pool on March 2, 2005, as follows:

\$75,000	Repurchase Agreement at Wells Fargo Bank
\$488,000	First American Government Obligation Fund at US Bank
\$5,000	Nebraska Public Agency Investment Trust at Union Bank

March 3, 2005, two investments totaling \$5,000,000 matured, we immediately cashed them and reinvested a total of \$5,212,000 in the Short Term Pool as follows:

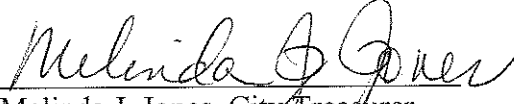
\$2,342,000	First American Government Obligation Fund at US Bank
\$70,000	Nebraska Public Agency Investment Trust at Union Bank
\$2,800,000	Repurchase Agreement at Wells Fargo Bank

March 4, 2005, we cashed \$6,100,000 from the Repurchase Agreement at Wells Fargo Bank out of the Short Term Pool. We then invested in a \$5,500,000 as follows:

\$2,500,000	Certificate of Deposit due 04/28/05 at 2.71%
\$3,000,000	Certificate of Deposit due 05/05/05 at 2.80%

We respectfully request approval of our actions.

  
Don Herz, Finance Director

  
Melinda J. Jones, City Treasurer



# CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

Lincoln-Lancaster County  
Planning Department  
Marvin S. Krout, Director  
Mary F. Bills-Strand, Chair  
City-County Planning Commission

555 South 10th Street  
Suite 213  
Lincoln, Nebraska 68508  
402-441-7491  
fax: 402-441-6377

March 4, 2005

Paula Dicero  
Associated Engineering  
1232 High St. Suite 3  
Lincoln, NE 68502

RE: Lattimer's Addition Final Plat #04138 Generally located at S. 84<sup>th</sup>  
St. and Kathy Lane

Dear Paula

Lattimer's Addition generally located at S. 84<sup>th</sup> and Kathy Lane was approved by the Planning Director on February 28, 2005. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

Tom Cajka  
Planner

CC: Bruce Palmer  
Joan Ray, City Council  
Dennis Bartels, Public Works & Utilities  
Terry Kathe, Building & Safety  
Sharon Theobald, Lincoln Electric  
File

I:\Boilerplates\Approval.wpd





# CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

Lincoln-Lancaster County  
Planning Department  
Marvin S. Krout, Director  
Mary F. Bills-Strand, Chair  
City-County Planning Commission

555 South 10th Street  
Suite 213

Lincoln, Nebraska 68508  
402-441-7491  
fax: 402-441-6377

March 7, 2005

J.D. Burt  
Design Associates  
1609 N Street, Suite 100  
Lincoln, NE 68508

RE: Northview 7<sup>th</sup> Addition Final Plat #04135 Generally located at  
Northview Road and N. 24<sup>th</sup> Street

Dear Mr. Burt,

Northview 7<sup>th</sup> Addition Final Plat #04135 Generally located at Northview Road and N. 24<sup>th</sup> Street was approved by the Planning Director on March 7, 2005. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

Becky Horner  
Planner

CC: Joan Ray, City Council  
Dennis Bartels, Public Works & Utilities  
Terry Kathe, Building & Safety  
Sharon Theobald, Lincoln Electric  
Jean Walker, Planning  
File

I:\Boilerplates\Approval.wpd



# CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

Lincoln-Lancaster County  
Planning Department  
Marvin S. Krout, Director  
Mary F. Bills-Strand, Chair  
City-County Planning Commission

555 South 10th Street  
Suite 213

Lincoln, Nebraska 68508  
402-441-7491  
fax: 402-441-6377

March 7, 2005

Kent Braasch  
Essex Corp.  
11606 Nicholas Street  
Omaha, NE 68154

RE: The Preserve on Antelope Creek 8<sup>th</sup> Addition - FP#04097  
Generally located at South 80<sup>th</sup> Street and Pioneers Blvd

Dear Kent,

The Preserve on Antelope Creek 8<sup>th</sup> Addition, generally located at South 80<sup>th</sup> Street and Pioneers Blvd was approved by the Planning Director on March 7, 2005. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement and lot list. If you have a question about the fees, please contact the Register of Deeds. Please make checks payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,




Brian Will  
Planner

xc: ~~Lincoln City Council~~

Dennis Bartels, Public Works & Utilities  
Terry Kathe, Building & Safety  
Sharon Theobald, Lincoln Electric  
Jean Walker, Planning Department  
File

**PLANNING COMMISSION FINAL ACTION**  
**NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** March 4, 2005

**RE :** **Use Permit No. 141A, Thompson Creek**  
(Add two lots for commercial use - S. 56<sup>th</sup> Street & Thompson Creek Blvd.)  
**Resolution No. PC-00905**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, March 2, 2005:

Motion made by Larson, seconded by Krieser, to approve **Use Permit No. 141A**, with conditions, requested by Engineering Design Consultants on behalf of Thompson Creek, LLC, to remove two lots from the Thompson Creek Community Unit Plan and add them to the Thompson Creek Use Permit, on property generally located at South 56<sup>th</sup> Street and Thompson Creek Boulevard. Motion for conditional approval carried 7-2 (Sunderman, Krieser, Taylor, Larson, Marvin, Pearson and Bills-Strand voting 'yes'; Carroll and Carlson voting 'no').

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Jason Thiellen, EDC, 2200 Fletcher Ave., #102, 68504  
Thompson Creek, LLC, 3801 Union Drive, 68516  
Family Acres Association (2)

---

RESOLUTION NO. PC-00905

USE PERMIT NO. 141A

1               WHEREAS, Thompson Creek, LLC has submitted an application in accordance  
2 with Section 27.27.080 of the Lincoln Municipal Code designated as Use Permit No. 141A to  
3 remove two lots (Lot 1, Block 2, and Lot 7, Block 1, Thompson Creek Addition) from the  
4 Thompson Creek Community Unit Plan and add them to the Thompson Creek Use Permit on  
5 property generally located at South 56th Street and Thompson Creek Blvd., and legally  
6 described as:

7               Lot 7, Block 1, Lot 1, Block 2, Lots 13-30, Block 3, and Outlot A,  
8 Thompson Creek Addition; Lots 1 through 4, Block 1, and Outlots  
9 A and B, Thompson Creek Commercial Addition, Lincoln,  
10 Lancaster County, Nebraska;

11           WHEREAS, the real property adjacent to the area included within the site plan  
12 for this amendment to the community unit plan and use permit for commercial space will not be  
13 adversely affected; and

14           WHEREAS, said site plan together with the terms and conditions hereinafter set  
15 forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to  
16 promote the public health, safety, and general welfare.

17           NOW, THEREFORE, BE IT RESOLVED by the Lincoln City - Lancaster County  
18 Planning Commission of Lincoln, Nebraska:

19           That the application of Thompson Creek, LLC, hereinafter referred to as  
20 "Permittee", to remove two lots from the Thompson Creek Community Unit Plan and add them

1 to the Thompson Creek Use Permit be and the same is hereby granted under the provisions of  
2 Section 27.27.080 of the Lincoln Municipal Code upon condition that the development of said  
3 Community Unit Plan and Use Permit be in strict compliance with said application, the site plan,  
4 and the following additional express terms, conditions, and requirements:

5 1. This permit approves 114,500 sq. ft. of office space which includes  
6 37,000 sq. ft. of live-work office space and 16 dwelling units, along with all previously  
7 approved waivers of the required setbacks, a reduction of the required parking, and a  
8 reduction of the required open space for dwellings.

9 2. Before receiving building permits:

10 a. Revise the site plan to:

- 11 i. Show Lot 1, Block 2 served with sanitary sewer.
- 12 ii. Show 8" water mains serving the commercial area  
13 with connections to Thompson Creek Blvd. and Union  
14 Hill Rd.
- 15 iii. Revise note 5 to reflect the current R-3 zoning  
16 designation.
- 17 iv. Revise note 8 to show 8" water lines serving the  
18 commercial area.
- 19 v. Revise note 14 to replace the name "Trego Drive"  
20 with "Crosslake Lane."
- 21 vi. Label the 60' easement along South 57th Street  
22 "Public access, water main, and utility easement."
- 23 vii. Show sidewalks along both sides of South 57th Street  
24 with connections to the commercial lots.
- 25 viii. Show the paving in South 57<sup>th</sup> Street to be 33' wide.
- 26 ix. Revise the parking along South 57<sup>th</sup> Street to be  
27 angled.
- 28 x. Show additional right-of-way for the right turn lanes in  
29 56th Street at Union Hill Road and Thompson Creek  
30 Boulevard.

- 1 xi. Add a note stating part of this development is located  
2 within the Country Acres Wellhead Protection Area.  
3 Best management practices will be utilized to  
4 decrease the risk of groundwater contamination, for  
5 example, being conscientious regarding the use of  
6 lawn chemicals/fertilizers and ensuring the proper  
7 storage of chemicals and/or fuels.
- 8 b. Provide horizontal curve data and a street grade profile for  
9 South 57th Street.
- 10 c. Submit a traffic study and show revisions based on the  
11 study.
- 12 d. The permittee must submit a revised and approved final plan  
13 with 5 copies.
- 14 e. The construction plans shall comply with the approved  
15 plans.
- 16 f. Final plats within the area of this Use Permit shall be  
17 approved by the City.
- 18 g. Change of Zone #05010 must be approved.
- 19 h. An amendment to the Thompson Creek CUP must be  
20 approved removing these lots.
- 21 3. Before occupying the buildings all development and construction  
22 shall have been completed in compliance with the approved plans.
- 23 4. All privately-owned improvements shall be permanently maintained  
24 by the owner or an appropriately established association approved by the City Attorney.
- 25 5. The site plan accompanying this permit shall be the basis for all  
26 interpretations of setbacks, yards, locations of buildings, location of parking and  
27 circulation elements, and similar matters.
- 28 6. This resolution's terms, conditions, and requirements bind and  
29 obligate the Permittee, its successors and assigns. The building officer shall report

1 violations to the City Council which may revoke this use permit or take other such action  
2 as may be necessary to gain compliance.

3 7. The applicant shall sign and return the letter of acceptance to the  
4 City Clerk within 30 days following the approval of the special permit, provided,  
5 however, said 30-day period may be extended up to six months by administrative  
6 amendment. The clerk shall file a copy of the resolution approving the special permit  
7 and the letter of acceptance with the Register of Deeds, filling fees therefor to be paid in  
8 advance by the applicant.

9 8. The site plan as approved with this resolution voids and  
10 supersedes all previously approved site plans, however all resolutions approving  
11 previous permits remain in force unless specifically amended by this resolution.

*Dated this 2nd day of March, 2005.*

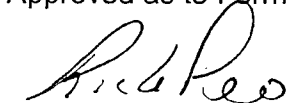
ATTEST:

/S/ ORIGINAL SIGNED BY

MARY F. BILLS-STRAND

Chair


Approved as to Form & Legality:



Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION**  
**NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** March 4, 2005

**RE :** **Special Permit No. 05003, Meadow View 2<sup>nd</sup> Addition CUP**  
(Northeast corner of S.W. 84<sup>th</sup> Street & West Pioneers Boulevard)  
**Resolution No. PC-00904 – DENIED**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, March 2, 2005:

Motion made by Carlson, seconded by Pearson, to **DENY Special Permit No. 05003, Meadow View 2<sup>nd</sup> Addition Community Unit Plan**, requested by Olsson Associates on behalf of Lyle Mayer, to develop 57 dwelling units, including requests to waive ornamental street lighting, sidewalks, street trees, landscape screens, block length, preliminary plat process, non-perpendicular lot lines, lot depth to width ratio and to allow sanitary sewer to flow opposite street grade, on property generally located at the northeast corner of S.W. 84<sup>th</sup> Street and West Pioneers Blvd. Motion to **deny** carried 6-3 (Sunderman, Taylor, Carroll, Marvin, Carlson and Pearson voting 'yes'; Krieser, Larson and Bills-Strand voting 'no').

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

**Attachment**

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Mark Palmer, Olsson Associates, 1111 Lincoln Mall, 68508  
Lyle Mayer, 10101 W. Van Dorn Street, Denton, NE 68339  
Hub Hall, Hub Hall Real Estate, Inc., 2320 S. 48<sup>th</sup> St., 68506



DENIED by Planning Commission on March 2, 2005 (6-3:  
Sunderman, Taylor, Carroll, Carlson, Marvin and  
Pearson voting 'yes'; Krieser, Larson and Bills-Strand  
voting 'no').

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RESOLUTION NO. PC- 00904

SPECIAL PERMIT NO. 05003

1           WHEREAS, Lyle Mayer has submitted an application designated as  
2   Special Permit No. 05003 for authority to develop Meadow View 2nd Addition  
3   Community Unit Plan for 57 dwelling units, with requested waivers to eliminate the  
4   preliminary plat process, to waive ornamental street lighting, sidewalks, street trees,  
5   landscape screens, block length, non-perpendicular lot lines, lot depth to width ratio,  
6   and to allow sanitary sewer to flow opposite street grade where necessary, on property  
7   located at the northeast corner of S.W. 84th Street and W. Pioneers Blvd., and legally  
8   described to wit:

9           A portion of Lot 8 I.T., located in the Southwest Quarter of  
10   Section 2, Township 9 North, Range 5 East of the 6th P.M.,  
11   Lancaster County, Nebraska, and more particularly  
12   described as follows:

13           Commencing at the southeast corner of said Lot 8 I.T., said  
14   point being the southeast corner of said Southwest Quarter,  
15   said point being the true point of beginning; thence west  
16   along the south line of said Lot 8 I.T., said line being the  
17   south line of said Southwest Quarter, on an assumed  
18   bearing north 89 degrees 50 minutes 16 seconds west, a  
19   distance of 2,007.22 feet to a point located 617.50 feet east  
20   of the west line of said Southwest Quarter; thence north 00  
21   degrees 28 minutes 15 seconds west along a line located  
22   617.50 feet east of and parallel with the west line of said  
23   Southwest Quarter, a distance of 610.04 feet to a point;

1           thence north 89 degrees 50 minutes 16 seconds west along  
2           a line located 610.00 feet north of and parallel with the south  
3           line of said Southwest Quarter, a distance of 557.10 feet to  
4           a point of intersection with the west line of said Lot 8 I.T.,  
5           said point being on the east line of S.W. 84th Street right-of-  
6           way, said point being 60.43 feet east of the west line of said  
7           Southwest Quarter; thence north 00 degrees 25 minutes 56  
8           seconds west along the west line of said Lot 8 I.T., said line  
9           being the east line of S.W. 84th Street right-of-way, a  
10          distance of 2,034.84 feet to the northwest corner of said Lot  
11          8 I.T., said point being on the north line of said Southwest  
12          Quarter, said point being 61.80 feet east of the northwest  
13          corner of said Southwest Quarter; thence south 89 degrees  
14          49 minutes 15 seconds east along the north line of said Lot  
15          8 I.T., said line being the north line of said Southwest  
16          Quarter, a distance of 2,575.46 feet to the northeast corner  
17          of said Lot 8 I.T., said point being the northeast corner of  
18          said Southwest Quarter; thence south 00 degrees 12  
19          minutes 00 seconds east along the east line of said Lot 8  
20          I.T., said line being the east line of said Southwest Quarter,  
21          a distance of 2,644.02 feet to the point of beginning, said  
22          tract contains a calculated area of 6,456,279.55 square feet  
23          or 148.2158 acres, more or less;

24               WHEREAS, the Lincoln City-Lancaster County Planning Commission has  
25           held a public hearing on said application; and

26               WHEREAS, the community as a whole, the surrounding neighborhood,  
27           and the real property adjacent to the area included within the site plan for this  
28           community unit plan will not be adversely affected by granting such a permit; and

29               WHEREAS, said site plan together with the terms and conditions  
30           hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln  
31           and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the  
32           public health, safety, and general welfare; and

33               WHEREAS, the requested waiver of sidewalks, ornamental street lighting,  
34           street trees and landscape screens are not necessary as Ordinance No. 18456

1 amended Title 26 of the Lincoln Municipal Code to waive the requirement that  
2 sidewalks, ornamental street lighting, street trees and landscape screens be installed in  
3 subdivisions located outside the City limits where all lots contain an area of one acre or  
4 more.

5 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster  
6 County Planning Commission of Lincoln, Nebraska:

7 That the application of Lyle Mayer, hereinafter referred to as "Permittee",  
8 to develop Meadow View 2nd Addition Community Unit Plan for 57 dwelling units be  
9 and the same is hereby granted under the provisions of Section 27.63.320 and Chapter  
10 27.65 of the Lincoln Municipal Code upon condition that construction of said  
11 development be in strict compliance with said application, the site plan, and the follow-  
12 ing additional express terms, conditions, and requirements:

13 1. This permit approves 57 dwelling units and the following waivers to  
14 the Land Subdivision Ordinance, Zoning Code, and City of Lincoln Design Standards:

- 15 a. The requirement that the Permittee submit a preliminary plat  
16 is waived except that if any final plat on all or a portion of the  
17 approved community unit plan is submitted five (5) years or  
18 more after the approval of the community unit plan, the city  
19 may require that a new community unit plan be submitted,  
20 pursuant to all the provisions of section 26.31.015. A new  
21 community unit plan may be required if the subdivision  
22 ordinance, the design standards, or the required  
23 improvements have been amended by the city; and as a  
24 result, the community unit plan as originally approved does  
25 not comply with the amended rules and regulations.
- 26 b. The requirement of Lincoln Municipal Code § 26.23.130 that  
27 block lengths shall not exceed 1320 feet between cross-  
28 streets is waived for those blocks shown on the approved  
29 site plan which exceed 1320 feet.
- 30 c. The requirement of Lincoln Municipal Code § 26.23.140(c)

1 that the side lines of any lot shall be at right angles  
2 (perpendicular) to the street is waived for those lots shown  
3 on the approved site plan which are not perpendicular to the  
4 street.

- 5 d. The requirement of Lincoln Municipal Code § 26.23.140(a)  
6 that a residential lot shall have a maximum depth of three  
7 times its width is waived for those lots shown on the  
8 approved site plan which exceed the required lot depth to  
9 width ratio.

10 2. Before the approval of a final plat, the public streets, private  
11 roadway improvements, drainage facilities, land preparation and grading, sediment and  
12 erosions control measures, drainageway improvements, temporary turnaround and  
13 barricades, and street name signs, must be completed or provisions (bond, escrow or  
14 security agreement) to guarantee completion must be approved by the City Law  
15 Department. The improvements must be completed in conformance with adopted  
16 design standards and within the time period specified in the Land Subdivision  
17 Ordinance.

18 3. Permittee agrees:

- 19 a. To complete the street surfacing of public streets, and  
20 temporary turnarounds and barricades located at the  
21 temporary dead-end of the streets shown on the final plat  
22 within two (2) years following the approval of the final plat.
- 23 b. To complete the surfacing of private roadway, and  
24 temporary turnarounds and barricades located at the  
25 temporary dead-end of the private roadways shown on the  
26 final plat within two (2) years following the approval of this  
27 final plat.
- 28 c. To complete the enclosed public drainage facilities shown  
29 on the approved drainage study to serve this plat within two  
30 (2) years following the approval of the final plat.
- 31 d. To complete land preparation including storm water  
32 detention/retention facilities and open drainageway  
33 improvements to serve this plat prior to the installation of

1 utilities and improvements but not more than two (2) years  
2 following the approval of the final plat

3 e. To complete the installation of the street name signs within  
4 two (2) years following the approval of the final plat.

5 f. To complete any other public or private improvement or  
6 facility required by Chapter 26.23 (Development Standards)  
7 of the Land Subdivision Ordinance in a timely manner which  
8 inadvertently may have been omitted from the above list of  
9 required improvements.

10 g. To submit to the Director of Public Works a plan showing  
11 proposed measures to control sedimentation and erosion  
12 and the proposed method to temporarily stabilize all graded  
13 land for approval.

14 h. To complete the public and private improvements shown on  
15 the Community Unit Plan.

16 i. To retain ownership of or the right of entry to the outlots in  
17 order to maintain the outlots and private improvements on a  
18 permanent and continuous basis and to maintain the plants  
19 in the medians and islands on a permanent and continuous  
20 basis. However, the subdivider may be relieved and  
21 discharged of this maintenance obligation upon creating, in  
22 writing, a permanent and continuous association of property  
23 owners who would be responsible for said permanent and  
24 continuous maintenance. The subdivider shall not be  
25 relieved of such maintenance obligation until the private  
26 improvements have been satisfactorily installed and the  
27 documents creating the association have been reviewed  
28 and approved by the City Attorney and filed of record with  
29 the Register of Deeds.

30 j. To agree to the future conversion of lots to a higher density,  
31 including timing of annexation, funding of infrastructure cost,  
32 and agreement to petition for special assessment districts  
33 and that this is designed for future platting to a density of  
34 about 300 dwellings and for future subdivision of the  
35 acreage lots, said agreement and deed restrictions to be  
36 reviewed and approved by the City Attorney and filed of  
37 record with the Register of Deeds.

38  
39 k. To submit to the lot buyers and home builders a copy of the  
40 soil analysis.

- 1                   l.       To pay all design, engineering, labor, material, inspection,  
2                   and other improvement costs except those cost the City  
3                   Council specifically agrees to subsidize.
- 4                   m.       To comply with the provisions of the Land Preparation and  
5                   Grading requirements of the Land Subdivision Ordinance.
- 6                   n.       To perpetually maintain the sidewalks/surfacing in the  
7                   pedestrian way easements on Block 1 at Permittee's cost  
8                   and expense.
- 9                   o.       To inform all purchasers and users of land that is located  
10                  within the 100 year floodplain that their land is located in the  
11                  100 year floodplain and to inform all purchasers and users of  
12                  land that the grading of the lots and outlots shall be in  
13                  conformance with the grading plan approved with the  
14                  Meadow View 2nd CUP or as amended by the Director of  
15                  Planning. The volume of fill material brought into each lot  
16                  and outlot from outside the floodplain shall not exceed that  
17                  shown on the approved grading plan accompanying the  
18                  Community Unit Plan.
- 19                  p.       To protect the trees that are indicated to remain during  
20                  construction and development.
- 21                  q.       To properly and continuously maintain and supervise the  
22                  private facilities which have common use or benefit, and to  
23                  recognize that there may be additional maintenance issues  
24                  or costs associated with providing for the proper functioning  
25                  of storm water detention/retention facilities as they were  
26                  designed and constructed within the development, and that  
27                  these are the responsibility of the land owner.
- 28                  r.       To relinquish the right of direct vehicular access to SW 84<sup>th</sup>  
29                  Street except for Lyle Mayer Lane and to W. Pioneers Blvd,  
30                  except for SW 77<sup>th</sup> Cir.(Street)
- 31                  s.       To maintain County roads until the County Board specifically  
32                  accepts the maintenance.
- 33                  t.       To submit to all potential purchasers of lots a copy of the  
34                  ground water report.
- 35           4.       Before receiving building permits:
- 36                  a.       The permittee shall complete the following instructions and  
37                  submit the documents and plans to the Planning Department  
38                  office for review and approval.

- i. A revised site plan including 5 copies showing the following revisions:
- (1) Make the corrections requested by the County Engineer in his letter of January 31, 2005.
  - (2) Make the corrections requested by the Public Works and Utilities Department in their memo of February 8, 2005.
  - (3) Make the corrections requested by the Lincoln/Lancaster County Health Department in their memo of February 1, 2005
  - (4) Make the corrections and revision requested by Building and Safety in their memo dated January 28, 2005.
  - (5) Revise the drawing to show the acreage of all lots and outlots.
  - (6) Revise the drawing to show all acreage lots less than one acre and the acreage development area component at no more than 40% of the total area.
  - (7) Show provisions for the future connection of SW 77<sup>th</sup> with W. Pioneers Blvd. and rename the street as S. W. 77<sup>th</sup> Street.
  - (8) Show the easements requested by Norris Public Power.
  - (9) Show the easements on all lots and future lots.
  - (10) Note a preservation easement on the flood plain.
  - (11) Show grading on all future streets.
  - (12) Revise the street cross section to reference the Rural and Intermediate BTA.
  - (13) Show the minimum opening elevation for each dwelling.
  - (14) Add "with BTA" to the Title Block

- 1 (15) Add a note that this is designed for future  
2 platting to a density of about 300 dwellings and  
3 for future subdivision of the acreage lots.
- 4 (16) Add a note that a written agreement shall be  
5 provided for the future conversion of lots to a  
6 higher density, including timing of annexation,  
7 funding of infrastructure cost, and agreement  
8 to petition for special assessment districts.
- 9 (17) Add a note that only one main building in a  
10 building envelope is allowed per platted lot.
- 11 (18) Note on page 3 this is the "Transitional Plat".
- 12
- 13 ii. Submit a permanent final plan with 5 copies as  
14 approved.
- 15 b. The construction plans comply with the approved plans.
- 16 c. Final plat(s) is/are approved by the City/County.
- 17 d. The required easements as shown on the site plan are  
18 recorded with the Register of Deeds.
- 19 5. Before occupying this Community Unit Plan all development and  
20 construction is to comply with the approved plans.
- 21 6. Before occupying these dwellings the City/County Health  
22 Department must approve the water and waste water systems.
- 23 7. All privately-owned improvements, including landscaping and  
24 recreational facilities, are to be permanently maintained by the owner or an  
25 appropriately established homeowners association approved by the City.
- 26 8. The site plan accompanying this permit shall be the basis for all  
27 interpretations of setbacks, yards, locations of buildings, location of parking and  
28 circulation elements, and similar matters.



1                   9.     This resolution's terms, conditions, and requirements bind and  
2 obligate the permittee, its successors and assigns.

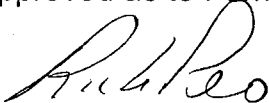
3                   10.    The applicant shall sign and return the letter of acceptance to the  
4 City Clerk within 30 days following the approval of the special permit, provided,  
5 however, said 30-day period may be extended up to six months by administrative  
6 amendment. The clerk shall file a copy of the resolution approving the special permit  
7 and the letter of acceptance with the Register of Deeds, filling fees therefor to be paid in  
8 advance by the applicant.

9                   The foregoing Resolution was approved by the Lincoln City-Lancaster  
10 County Planning Commission on this \_\_\_\_ day of \_\_\_\_\_, 2005.

ATTEST:

**DENIED by Planning Commission  
on March 2, 2005, 6-3.**

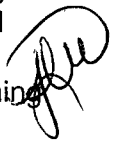
Approved as to Form & Legality:



\_\_\_\_\_  
Chief Assistant City Attorney

**PLANNING COMMISSION FINAL ACTION**  
**NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** March 4, 2005

**RE :** **Use Permit No. 148, King Crest**  
(N. 27<sup>th</sup> Street, north of Folkways Blvd.)  
**Resolution No. PC-00906**

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, March 2, 2005:

Motion made by Carlson, seconded by Pearson, to approve **Use Permit No. 148**, with conditions, with amendment to Condition #1.1.3, as requested by the applicant (allowing an access onto 27<sup>th</sup> Street), and with amendment to add Condition #1.1.10, as recommended by staff, requested by Ross Engineering, Inc., on behalf of Dr. Elliott Rustad and Randy Haas of TO Haas Tire Store, to develop 24,317 square feet of commercial floor area, including requested waivers to the required storm water detention, front yard setbacks, minimum use permit area and the preliminary plat process, on property generally located at North 27<sup>th</sup> Street and north of Folkways Boulevard. Motion for conditional approval, with amendments, carried 7-2: Sunderman, Krieser, Taylor, Larson, Marvin, Carlson and Bills-Strand voting 'yes'; Carroll and Pearson voting 'no'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety  
Rick Peo, City Attorney  
Public Works  
Ron Ross, Ross Engineering, Inc., 201 N. 8<sup>th</sup>, #401, 68508  
Dr. Elliott Rustad, 1919 S. 40<sup>th</sup> St., Suite 333, 68506-5247  
Bicentennial Estates Neighborhood Assn., P.O. Box 4735, 68504-4735  
Dave Lewis, Bicentennial Estates H.O. Assn., 2333 Philadelphia, 68521  
Ken Kendler, Bicentennial Estates H.O. Assn., 5009 Bunker Hill, 68521  
Bill Olson, Attorney at Law, 134 S. 13<sup>th</sup> Street, Suite 800, 68508  
Mark Hunzeker, Attorney at Law, P.O. Box 95109, 68509  
DaNay Kalkowski, Attorney at Law, 1111 Lincoln Mall, #350, 68508  
Randy Hoskins, Public Works & Utilities

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RESOLUTION NO. PC~~00906~~

USE PERMIT NO.148

1               WHEREAS, Elliot Rustad and Randy Haas have submitted an application in  
2               accordance with Section 27.31.100 of the Lincoln Municipal Code designated as Use Permit  
3               No. 148 to develop 24,317 square feet of commercial floor area, including requested waivers to  
4               the required storm water detention, front yard setbacks, minimum use permit area, and the  
5               preliminary plat process on property generally located at N. 27th Street and north of Folkways  
6               Blvd., legally described to wit:

7                       Lot 48 I.T., and Lot 1, Block 1, King Ridge 1st Addition, Lincoln,  
8                       Lancaster County, Nebraska; and

9               WHEREAS, the real property adjacent to the area included within the site plan  
10              for this construction of commercial buildings will not be adversely affected; and

11              WHEREAS, said site plan together with the terms and conditions hereinafter set  
12              forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to  
13              promote the public health, safety, and general welfare.

14              NOW, THEREFORE, BE IT RESOLVED by the Lincoln City - Lancaster County  
15              Planning Commission of Lincoln, Nebraska:

16              That the application of Elliot Rustadt and Randy Haas, hereinafter referred to as  
17              "Permittee", to develop 24,317 square feet of commercial floor area be and the same is hereby  
18              granted under the provisions of Section 27.27.100(I) of the Lincoln Municipal Code upon  
19              condition that construction and operation of said commercial space be in strict compliance with

1 said application, the site plan, and the following additional express terms, conditions, and  
2 requirements:

3 1. This permit approves 24,317 square feet of commercial floor area on a lot  
4 of less than five acres and a reduction to the front yard setback from 50' to 42' along Folkways  
5 Blvd., and a waiver of the preliminary plat process.

6 2. Revise the site plan to show:

- 7 a. All required waivers in the waiver requests table.
- 8 b. Revisions to the satisfaction of the Parks Department memo  
9 dated January 4, 2005.
- 10 c. Revisions to the satisfaction of the Public Works and Utilities  
11 Department memo dated December 30, 2004, except paragraph 4  
12 "Access".
- 13 d. Provide LES easements as requested in the January 4, 2005  
14 memo.
- 15 e. Landscaping to provide 90% screen and the plants on private  
16 property.
- 17 f. Show sidewalk from Folkways Blvd. to Building B from Building A  
18 and along the north side of Outlot A from N. 27<sup>th</sup> Street to Building  
19 B.
- 20 g. Reduce the radius of the curbs NW and NW of the TO Haas  
21 building and SE of Building A.
- 22 h. Indicate the lot number for the TO Haas property.
- 23 i. Revise the building and parking stall summary table to reflect a  
24 restaurant in Building B.
- 25 j. Revise King Ridge 2nd Addition Use Permit No. 103 to remove  
26 the TO Haas property from the King Ridge Use Permit.

27 3. Final plats will be approved by the Planning Director after:

- 28 a. The sidewalks, streets, drainage facilities, street lighting,  
29 landscape screens, street trees, temporary turnarounds and  
30 barricades, and street name signs have been completed or the  
31 Permittee has submitted a bond or an escrow of security  
32 agreement to guarantee their completion.
- 33 b. The Permittee has signed an agreement that binds the  
34 Permittee, their successors and assigns:

- 1 (1) To complete the installation of sidewalks as shown on the  
2 final plat within four (4) years following the approval of this  
3 final plat.
- 4 (2) To complete the public water distribution system to serve  
5 this plat within two (2) years following the approval of this  
6 final plat.
- 7 (3) To complete the public wastewater collection system to  
8 serve this plat within two (2) years following the approval  
9 of this final plat.
- 10 (4) To complete the enclosed public drainage facilities shown  
11 on the approved drainage study to serve this plat within  
12 two (2) years following the approval of this final plat.
- 13 (5) To complete land preparation including storm water  
14 detention/retention facilities and open drainageway  
15 improvements to serve this plat prior to the installation of  
16 utilities and improvements but not more than two (2) years  
17 following the approval of this final plat.
- 18 (6) To complete the installation of public street lights within  
19 this plat within two (2) years following the approval of this  
20 final plat.
- 21 (7) To complete the planting of the street trees within this plat  
22 within four (4) years following the approval of this final plat.
- 23 (8) To complete the installation of the street name signs within  
24 two (2) years following the approval of this final plat.
- 25 (9) To complete the installation of the permanent markers  
26 prior to construction on or conveyance of any lot in the  
27 plat.
- 28 (10) To timely complete any other public or private  
29 improvement or facility required by Chapter 26.23  
30 (Development Standards) of the Land Subdivision  
31 Ordinance which have not been waived but which  
32 inadvertently may have been omitted from the above list of  
33 required improvements.
- 34 (11) To submit to the Director of Public Works a plan showing  
35 proposed measures to control sedimentation and erosion  
36 and the proposed method to temporarily stabilize all  
37 graded land for approval.
- 38 (12) To complete the public and private improvements shown  
39 on the preliminary plat Use Permit.
- 40
- 41

- 1 (13) To retain ownership of or the right of entry to the outlots in  
2 order to maintain the outlots and private improvements on  
3 a permanent and continuous basis and to maintain the  
4 plants in the medians and islands on a permanent and  
5 continuous basis. However, the subdivider may be  
6 relieved and discharged of this maintenance obligation  
7 upon creating, in writing, a permanent and continuous  
8 association of property owners who would be responsible  
9 for said permanent and continuous maintenance. The  
10 subdivider shall not be relieved of such maintenance  
11 obligation until the private improvements have been  
12 satisfactorily installed and the documents creating the  
13 association have been reviewed and approved by the City  
14 Attorney and filed of record with the Register of Deeds.  
15  
16 (14) To submit to the lot buyers and builders a copy of the soil  
17 analysis.  
18  
19 (15) To comply with the provisions of the Land Preparation and  
20 Grading requirements of the Land Subdivision Ordinance.  
21  
22 (16) To protect the trees that are indicated to remain during  
23 construction and development.  
24  
25 (17) To properly and continuously maintain and supervise the  
26 private facilities which have common use or benefit, and to  
27 recognize that there may be additional maintenance issues  
28 or costs associated with providing for the proper  
29 functioning of storm water detention/retention facilities as  
30 they were designed and constructed within the  
31 development, and that these are the responsibility of the  
land owner.  
32  
33 (18) To relinquish the right of direct vehicular access from  
34 Outlot A to N. 27<sup>th</sup> Street.

32 4. Before receiving building permits:

- 33 a. The Permittee shall have submitted a revised and reproducible  
34 final plan including 7 copies.  
35 b. The construction plans shall comply with the approved plans.  
36 c. Final Plats shall be approved by the City.

37 5 Before occupying the buildings all development and construction shall  
38 have been completed in compliance with the approved plans.

39 6. All privately-owned improvements shall be permanently maintained by the  
40 owner or an appropriately established homeowners association approved by the City Attorney.

1                   7.       The site plan accompanying this permit shall be the basis for all  
2     interpretations of setbacks, yards, locations of buildings, location of parking and circulation  
3     elements, and similar matters.

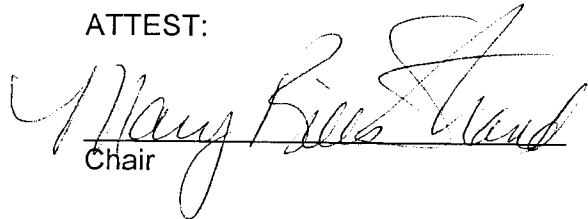
4                   8.       This resolution's terms, conditions, and requirements bind and obligate  
5     the Permittee, their successors and assigns.

6                   9.       The Permittee shall sign and return the letter of acceptance to the City  
7     Clerk within 30 days following the approval of the use permit, provided, however, said 30-day  
8     period may be extended up to six months by administrative amendment. The clerk shall file a  
9     copy of the resolution approving the use permit and the letter of acceptance with the Register of  
10    Deeds, filling fees therefor to be paid in advance by the Permittee.

11                  10.      The site plan as approved with this resolution voids and supersedes all  
12    previously approved site plans, however all resolutions approving previous permits remain in  
13    force unless specifically amended by this resolution.

*DATED this 2nd day of March, 2005.*

ATTEST:

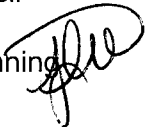
  
Chair

Approved as to Form & Legality:

  
Chief Assistant City Attorney

**\*\*Corrected\*\* PLANNING COMMISSION FINAL ACTION  
NOTIFICATION**

**TO :** Mayor Coleen Seng  
Lincoln City Council

**FROM :** Jean Walker, Planning 

**DATE :** March 4, 2005

**RE :** **Use Permit No. 148, King Crest**  
(N. 27<sup>th</sup> Street, north of Folkways Blvd.)  
**Resolution No. PC-00906 - \*\*Corrected\*\***

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, March 2, 2005:

Motion made by Carlson, seconded by Pearson, to approve **Use Permit No. 148**, with conditions, with amendment to Condition #1.1.3 and deletion of the requirement "to relinquish the right of direct vehicular access from Outlot A to N. 27<sup>th</sup> Street", as requested by the applicant (allowing an access onto 27<sup>th</sup> Street), and with amendment to add Condition #1.1.10, as recommended by staff, requested by Ross Engineering, Inc., on behalf of Dr. Elliott Rustad and Randy Haas of TO Haas Tire Store, to develop 24,317 square feet of commercial floor area, including requested waivers to the required storm water detention, front yard setbacks, minimum use permit area and the preliminary plat process, on property generally located at North 27<sup>th</sup> Street and north of Folkways Boulevard. Motion for conditional approval, with amendments, carried 7-2: Sunderman, Krieser, Taylor, Larson, Marvin, Carlson and Bills-Strand voting 'yes'; Carroll and Pearson voting 'no'.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

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cc: Building & Safety  
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RESOLUTION NO. PC- 00906

USE PERMIT NO.148

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4 the required storm water detention, front yard setbacks, minimum use permit area, and the  
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6 Blvd., legally described to wit:

7 Lot 48 I.T., and Lot 1, Block 1, King Ridge 1st Addition, Lincoln,  
8 Lancaster County, Nebraska; and

9 WHEREAS, the real property adjacent to the area included within the site plan  
10 for this construction of commercial buildings will not be adversely affected; and

11 WHEREAS, said site plan together with the terms and conditions hereinafter set  
12 forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to  
13 promote the public health, safety, and general welfare.

14 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City - Lancaster County  
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17 "Permittee", to develop 24,317 square feet of commercial floor area be and the same is hereby  
18 granted under the provisions of Section 27.27.100(I) of the Lincoln Municipal Code upon  
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1 said application, the site plan, and the following additional express terms, conditions, and  
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5 continuous basis. However, the subdivider may be  
6 relieved and discharged of this maintenance obligation  
7 upon creating, in writing, a permanent and continuous  
8 association of property owners who would be responsible  
9 for said permanent and continuous maintenance. The  
10 subdivider shall not be relieved of such maintenance  
11 obligation until the private improvements have been  
12 satisfactorily installed and the documents creating the  
13 association have been reviewed and approved by the City  
14 Attorney and filed of record with the Register of Deeds.  
15

16 (14) To submit to the lot buyers and builders a copy of the soil  
17 analysis.

18 (15) To comply with the provisions of the Land Preparation and  
19 Grading requirements of the Land Subdivision Ordinance.

20 (16) To protect the trees that are indicated to remain during  
21 construction and development.

22 (17) To properly and continuously maintain and supervise the  
23 private facilities which have common use or benefit, and to  
24 recognize that there may be additional maintenance issues  
25 or costs associated with providing for the proper  
26 functioning of storm water detention/retention facilities as  
27 they were designed and constructed within the  
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32 final plan including 7 copies.

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36 have been completed in compliance with the approved plans.

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38 owner or an appropriately established homeowners association approved by the City Attorney.

1                   7.       The site plan accompanying this permit shall be the basis for all  
2     interpretations of setbacks, yards, locations of buildings, location of parking and circulation  
3     elements, and similar matters.

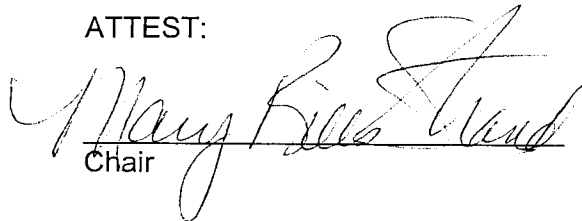
4                   8.       This resolution's terms, conditions, and requirements bind and obligate  
5     the Permittee, their successors and assigns.

6                   9.       The Permittee shall sign and return the letter of acceptance to the City  
7     Clerk within 30 days following the approval of the use permit, provided, however, said 30-day  
8     period may be extended up to six months by administrative amendment. The clerk shall file a  
9     copy of the resolution approving the use permit and the letter of acceptance with the Register of  
10    Deeds, filling fees therefor to be paid in advance by the Permittee.


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12    previously approved site plans, however all resolutions approving previous permits remain in  
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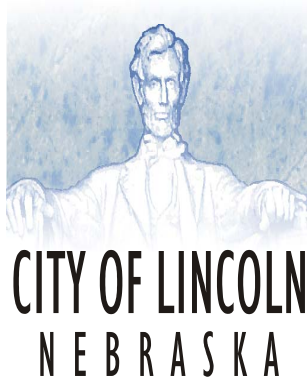
*DATED this 2nd day of March, 2005.*

ATTEST:

  
Chair

Approved as to Form & Legality:

  
\_\_\_\_\_  
Chief Assistant City Attorney



# PUBLIC WORKS & UTILITIES ADVISORY

MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

March 4, 2005

## **Holdrege Street Water Main and Roadway Improvement Is Beginning EO #65704**

### **Limits of the construction area is as follows:**

Holdrege Street from 84th to 90th Street

### **Contractor:**

The Contractor for this project is Dobson Brothers Construction Company. If you have any questions, their telephone number is 474-5115 and their Project Manager is Rad Dobson.

### **Construction Schedule:**

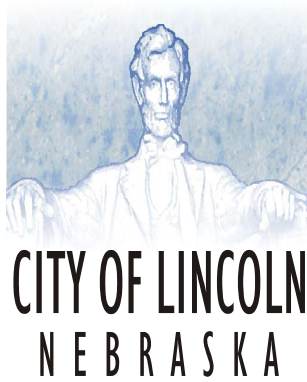
Construction will begin by clearing trees, shrubs and grading throughout the limits of the project area, then follow up with the installation of utilities, paving and traffic signals. The construction is scheduled to begin mid March 2005, weather permitting and barring any unforeseen conditions the project should be completed by mid June 2005.

### **Inconvenience to adjacent property owners:**

The City of Lincoln realizes this project may temporarily inconvenience you, but we ask that you please cooperate with the appropriate road closures and signing so that we maintain a safe project area for both you and the construction personnel.

### **City of Lincoln Public Works/ Utilities Department contact person:**

The City of Lincoln Project Manager for this project is Brian Dittmann. If you have any questions, his telephone number is 441-8326. If he is unavailable to take your call, please leave a message on his voice mail.



# PUBLIC WORKS & UTILITIES ADVISORY

MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

March 9, 2005

## **SOUTH 48TH STREET WATER MAIN IMPROVEMENTS PLANNED**

Public Meeting Scheduled for March 15, 2005

Project #700270

Improvements are planned for a water main along South 48th Street from Old Cheney Road to Claire Avenue. These improvements are necessary to provide a permanent solution to this section of water main in order to prevent interruption of service for Lincoln Water System customers in that area.

Design began in January 2005 and construction is anticipated for summer 2005. A public meeting is scheduled to provide information about the project details.

**Tuesday, March 15, 2005**

**5:00 - 6:30 p.m.**

**Godfather's Pizza @ South 48th Street and Highway 2**

The meeting will be held in an open house format and preliminary plans will be available to review. Olsson Associates was hired by the City of Lincoln to design the improvements. Representatives from Olsson Associates and the City of Lincoln will be available to discuss the project.

Contact: Holly Lionberger  
Engineering Services  
(402) 441-8400  
[hlionberger@lincoln.ne.gov](mailto:hlionberger@lincoln.ne.gov)

Steve Masters



Steve Masters

03/08/2005 03:20 PM

To: Annette M McRoy/Notes

cc:

Subject: District assessment-Robert Markovic

Annette,

You handed me a note that had as the subject, "Constituent with problem". Robert Markovic, 2423 NW6th St. commented that he had agreed to pay \$5,000 over the next twenty years and that two water shut offs had been issued. He was complaining that he is being charged an interest of 6%.

Mr. Luedtke (Business Office) & Mr. Elmer Cole (Engineering) report the following:

- Mr. Markovic petitioned for a water district.
- His property was the only benefitting property and the Water Division absorbed a cost of \$30,544 of the total cost (\$35,544).
- The main was located to minimize his cost of constructing a service and not to need to bore under the street.
- Mr. Cole has handled numerous assessments. He is confident that Mr. Markovic was told that he would be charged an interest rate.
- If you have further questions please feel free to contact Elmer @441-7581.

Steve Masters

Public Utilities Administrator

(402) 441-7588

(402) 441-8609(fax)



## Annette McRoy

---

**From:** CouncilPacket@ci.lincoln.ne.us  
**Sent:** Thursday, February 24, 2005 1:52 PM  
**To:** Annette McRoy  
**Subject:** Constituent with problem

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Annette,

Just received phone call from:

Robert Markovic

2423 NW 6th Street

Home Phone: 474-3205

Cell Phone: 450-8915

Last summer had two water shut offs put into street for his house. Apparently agreed to pay \$5,000.00 over the next twenty years. Went to make his first payment and found out there was interest tacked on.

His problem is that no one ever mentioned that there was going to be interest for 20 years at 6%.

He's wondering what he can do about this.

Thanks,

Mary



**Joan V Ray**

03/09/2005 09:10 AM

To: CAMPJON@aol.com  
cc: jray@ci.lincoln.ne.us (City Council)  
Subject: Re: Fwd: A Street Coachman's Drive to Eldon Drive

CAMPJON@aol.com



**CAMPJON@aol.com**

03/08/2005 10:31 PM

To: jray@ci.lincoln.ne.us (City Council)  
cc:  
Subject: Fwd: A Street Coachman's Drive to Eldon Drive

--

Jon Camp  
Lincoln City Council  
City Council Office: 441-8793  
Constituent representative: Darrell Podany

----- Message from "Ann Geary" <ageary@alltel.net> on Mon, 7 Mar 2005 08:41:53 -0600 -----

**To:** <dpodany@lincoln.ne.gov>, <ksvoboda@lincoln.ne.gov>, <jcamp@lincoln.ne.gov>, <gfriendt@lincoln.ne.gov>

**Subject** A Street Coachman's Drive to Eldon Drive

:

Gentlemen:

I called the city council offices after calling public works and mayor's offices proved unfruitful. A Street Coachman to Eldon is in disrepair and has been in this condition in excess of five years. This was to have been repaired after the first section of 84th from O to A was resurfaced during the Wesley administration. This did not happen as originally scheduled. Now we have entire sections of underlayment exposed with surface asphalt breaking up due to the freeze and thaw.

Mr. Karl Fredrickson and Roger Figard, Public Works stated it was not possible to repair A street due to the bond issue not passing. We know this did not pass because Lincoln citizens are sick of bailing city government's mishandling of public funds with more taxes.

I now know that public works funds originally intended for street projects is being paid to contractors on the Antelope Valley project. I find it reprehensible that everyone in city government is allowing this to happen! Why aren't our city council members calling the mayor's office to the carpet on this misuse of public funds? This is not the only section of arterial streets in this condition as I drive through Lincoln. Yet for example, I have seen 77th Street from A to South and 53 Street paved from Randolph to O in the last two years. I have also seen at least one accident per week in the morning commute on this section of A Street for the last two months and slick streets is not the reason.

I expect more accountability from our elected officials. If more citizens knew their taxes were supporting the grandiose Antelope Valley project, they would be outraged. The developers and those who will benefit financially from Antelope Valley need to be supporting this project not the citizens of Lincoln at the expense of safe streets. The original fix to the 100 year flood project through Antelope Valley was replacement of box culverts and not the extent that this project has been taken.

Citizens of Lincoln are sick and tired of the way this city has suffered economically and physically.

Blaming the mayors of the past two administrations is part of the problem, but, that is why we have city council members of both parties to keep the mayor's office in check. I would appreciate hearing from Mr. Svoboda, Mr. Friendt and Mr. Camp on what they intend to do about the problem stated here.

Thank you.

Ann Geary



**CAMPJON@aol.com**

03/09/2005 02:21 PM

To: rsandclan@aol.com  
cc: jray@ci.lincoln.ne.us (City Council)  
Subject: Talent Plus

Julie:

Thank you for your email.

Regarding the Talent Plus office building near 65th & Pioneers Blvd. and Holmes Park, the City Planning Department, Planning Commission, and City Council reviewed this matter. The result was approval to assist this project.

I understand your concerns--at the time this matter arose, there was substantial discussion of many issues including the interests of the neighbors, the park, economic development and creation/retention of jobs for Lincoln. You may recall the loss of Gallup to Omaha and the migration of those jobs to the east--this was part of the tenor of our review and consideration.

I appreciate your concerns. I will be the first to admit that situations like this are very difficult and involve soul searching to weigh competing interests. In the end, Lincoln responded to assist a business and its employees and the economic vitality of our community, which has not always been the case.

Please feel free to express your opinions and offer suggestions on how we can best balance all of the above mentioned considerations.

Best regards,

Jon

--

Jon Camp  
Lincoln City Council  
City Council Office: 441-8793  
Constituent representative: Darrell Podany

InterLinc: City Council Feedback for  
Jon Camp

Name: Julie Sand  
Address: 1148 Mulder Dr  
City: Lincoln, NE 68510

Phone: 489-5186  
Fax:  
Email: rsandclan@aol.com

Comment or Question:

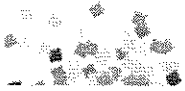
I have a question concerning property zoning that I would like answered. As I drive down Pioneers St. south of the Holmes golf course I am bothered by the very large office building that seems to have been built in a residential area. I am concerned for the homes surrounding it and their apparent loss of value. That location seems like a very inappropriate place to build that type of building. How in the world was that zoning changed to allow such a thing? I think someone had some high powered influence so that they could have such a great view of the golf course. Was the city council involved? I

am told that the city council has the final decision. Could you please enlighten me about any value of the location of that building. I do not live in that neighborhood but am very concerned for decisions that are hurtful to neighborhood property owners.

I live in Eastridge and am also concerned about the office building that was built on the corner of Haverford and L Street It seperated a townhouse to the north from the rest of the neighborhood. I don't understand why that lot would have been zoned for office space.

Both those office locations really make me wonder about who is making the critical decisions concerning city planning in Lincoln?

Thank you for your response. Julie Sand



**Karen K Sieckmeyer**

03/09/2005 02:45 PM

To: CouncilPacket/Notes,

cc:

Subject: BPWsm 050309 RFI#122 Cook

Dear Mrs. James Harvey,

I have been asked to respond to your letter to City Council member Jonathan Cook regarding City snow plowing. I wish I could tell you that we have a good solution to your concerns about the necessary clearing of your sidewalks and driveway due to the number of times a snow plow operator replows your street during and after a snow event, but unfortunately I really don't have that good solution.

Winthrop Road is classified as a residential street and normally would only be plowed after snow has accumulated to more than a 3" or 4" depth and the snow storm has ceased. However, Winthrop Road is a feeder street for mothers and fathers that bring students to Sheridan School. This school is not served from an arterial street, such as South Street or Sheridan Blvd., therefore we have directed our operators, because of citizen complaints, to clear the streets that lead to the schools so that a safer delivery may be accomplished for the faculty and students. This results in the plowing of Winthrop earlier than normal and, if snow continues, will certainly be plowed again when residential streets are cleared. Cleanup operations after the storm is over, especially around schools and churches, can include another plowing operation as a number of citizens do expect bare pavement if possible.

These operations do not tend to help in your frustration of clearing the snow from your sidewalks and driveway several times. I certainly understand that frustration. I will visit with our supervisors and have them re-emphasize to their operators the need to minimize the replowing and covering of sidewalks and driveways. Hopefully this will help in resolving your frustration.

If you should have additional concerns, please give me a call at 441-7701.

Sincerely,

W. L. Nass, Maintenance Coordinator  
Street Maintenance Operations  
Public Works/Utilities



## CITY COUNCIL OF LINCOLN NEBRASKA

555 South 10th Street • Lincoln, NE 68508 • 402-441-7515

FAX: 402-441-6533 • E-MAIL: [council@ci.lincoln.ne.us](mailto:council@ci.lincoln.ne.us)

JONATHAN COOK  
City Council Member  
Southwest District

### REQUEST FOR INFORMATION

**January 7, 2005**

**To: Public Works**

**Re: Snow plowed onto sidewalks repeatedly**

**Reply to:**

**[prairie13@earthlink.net](mailto:prairie13@earthlink.net)**

---

Could you please reply to the attached e-mail regarding the plowing of snow onto sidewalks repeatedly on Winthrop Rd? What is the Public Works plowing policy and is there anything that can be done to help in situations like this? Please reply to the e-mail address of my constituent with a copy to me.

Thanks.

Jonathan

Subj: City Snow Plowing  
Date: Friday, January 7, 2005 8:38:54 AM  
From: prairie13@earthlink.net  
To: jcook@ci.lincoln.ne.us

Dear Mr. Cook....

I don't often contact you, but this morning I am one of your frustrated constituents. The cause of my frustration is our city's snow removal policy along our street - Winthrop Road.

As you are undoubtedly aware, much of Winthrop Road has a curb walk. This walk borders the East side of our property. We realize a huge disadvantage with having a curb walk is when snow plows go through after a snowstorm, they bury the walk with packed snow & ice which is very heavy and hard to remove. Snowblowers don't work well in removing such snow & ice.....hand removal is required and this can be back-breaking work. Hiring the work done is problematic because of the number of times we're having to clear this walk.

For example....yesterday we cleared the walk before 8:00 a.m.....not too hard to do as the snow plows hadn't been by yet.

Yesterday afternoon....about 2:30 p.m., the snow plow came by and pushed snow & ice on the walk. I shoveled this off...not easy, but the walk was clear by 3:00 p.m.

About 4:30 p.m., the snow plows came by again and I again cleared the walk.

We were not happy at having to clear the walk twice, but felt we were done for this snow storm. We were wrong.

About 11:15p.m. last night, we heard the dreaded sound of a snow plow (this time a truck with a blade) going by yet again....twice actually!! This time the truck was driving fairly fast and its blade was scraping so much snow off the street, the surface was being exposed. Daylight reveals most of the walk had been entirely buried again!!

I can appreciate the city needing its residents to clear off walks, but how many times? Most citizens probably do not have to contend with curb walks, but they do have to shovel out the end of their driveways. I'm not happy at the prospect of having to clear our curb walk of packed snow and ice yet one more time, and feel the plow which came through at 11:15 p.m. last night was unnecessary. The street had been cleared of excess snow and the remaining amount would have melted off in a couple of days. Surely removing so much snow that the blade scrapes the surface of the road is hard on the street itself.

Is there some way the number of passes snow plows make through a neighborhood after the storm is over could be limited to one or two times? Maybe if this could be done...the city/taxpayers would save money by reducing plow operators billing hours.

Thank you for letting me vent.

Mrs. James Harvey



Dear Sirs

I am writing regarding the Ride for Five. It would be so helpful if you continued the Ride for Five. It has helped so much for getting to appointments and work. Please continue this Ride for Five as I'm sure it has helped so many people in Lincoln who ride the star tron.

Thank you

Nancy

RECEIVED

MAR 04 2005

CITY COUNCIL  
OFFICE

RE: Wal-Mart Super center

Terry Werner  
City Council Office  
County-City Building  
555 S 10<sup>th</sup> Street  
Lincoln, NE 68508

RECEIVED  
MAR 04 2005  
CITY COUNCIL  
OFFICE

Dear Terry,

I am writing you this letter to express my concerns over the possibility of a Wal-Mart being built so close to an elementary school and child care facility. My biggest concern is for the safety of the children due to High traffic in the area.

I would like to see a Wal-Mart in this part of town. I just believe that this specific location is a bad idea. There are plenty of areas that would be a better choice and Wal-Mart should rethink their decision of placement of the new Super Center. There seems to be a lot of area north of this location for building.

Thank you for taking the time to hear my concerns and I hope that everyone involved in making the final decision will seriously consider the safety of the children attending the school and day care center.

Respectfully,

Gary J. Awalt

TO: City of Lincoln Officials  
FROM: Havelock Business Owners  
DATE: March 2, 2005  
SUBJECT: Proposed Wal-Mart at 87<sup>th</sup> & Adams

RECEIVED  
MAR 04 2005  
CITY COUNCIL  
OFFICE

We, as business owners in Historic Havelock are very concerned with the proposed addition of a Wal-Mart Super Center at 87<sup>th</sup> & Adams Street. Our concerns and questions are on several levels and are stated below:

*Impact on Small Business*

Many businesses in Havelock are small family-owned businesses. In fact, in this country, 90 percent of businesses are small businesses. It is these businesses that drive the economy. Lincoln, Nebraska is no different. Many small businesses have been in Historic Havelock for more than one generation and have financially supported this city for many years with their tax dollars and have helped Lincoln grow to what it is today. Many business owners fear that a Wal-Mart Super Center or other large conglomerate that is built in close proximity to Havelock may force some small businesses to close their doors because they cannot compete with low prices that a large business such as Wal-Mart can charge by purchasing in large volume. How is the City of Lincoln prepared to help existing small business owners in Havelock?

*School, Church and Cemetery*

A Wal-Mart being built so close to the above-mentioned places may be a hazard. The Fairview Cemetery is growing. People like this cemetery because it is a peaceful place located at the edge of the city. Adding a Wal-Mart across the street would certainly take away from the peaceful feeling. Funeral processions may have a difficult time exiting and entering a busy 84<sup>th</sup> and Adams intersection. Certainly the incidence of traffic accidents would increase.

A Wal-Mart located across the street from a church and school would be disruptive to those who utilize the church and school. Parking lots are easy targets for those who may want to break into or vandalize vehicles. The school will have pedestrian and vehicle traffic before and after classes. Children may become victims of traffic accidents or could even have a chance of being abducted by a would-be criminal.

Will the parking lot at Wal-Mart adequately accommodate customers or will customers feel they can use the church and school parking lots as overflow parking?

### *Traffic Congestion*

A new Wal-Mart being built near 84<sup>th</sup> Street will cause major traffic congestion. How does the city plan to accommodate for extra traffic on 84<sup>th</sup> Street? Will more traffic lights and turn lanes be added? It is evident that the area of the 27<sup>th</sup> and Superior area where a Wal-Mart is currently located has a great incidence of traffic accidents. Some of these accidents have been fatality accidents. Will 84<sup>th</sup> street end up being as congested as 27<sup>th</sup> Street between Cornhusker Highway and Interstate 80?

Havelock currently offers its patrons curbside parking and easy access to businesses, which is a selling point to our customer base. How will a new Wal-Mart or other large business in the area impact Havelock Avenue?

### *Impact on Neighborhood*

Though residents of Havelock may see Wal-Mart as being a convenient place to patronize, do you know how many people actually feel this way? Perhaps the Mayor, City Council Members and the Planning Commission should plan forums to gain feedback from neighbors. The whole neighborhood should be allowed to have a voice in this decision, not just a few who have may influence in the city or may gain financially from a new Wal-Mart.

Is the City of Lincoln willing to lose a beautiful historic neighborhood and business district to a discount retailer? We in Havelock enjoy an easy and friendly way of life. Our customers like our curbside parking and friendly service. That is what makes Historic Havelock so unique and special. We are sincerely asking that you consider our questions and concerns. We would welcome you to schedule a time to meet with us regarding our various concerns.

Phil Oltar - Cosmic Cow

Don Dean - Sg. Kist  
cleaners

Pepe M. Oltar - Cosmic Cow

Robert Wolfe  
w/ wife as Haulover

Shirley Spence - Vickeridge

Todd Rasmussen  
ALL IN ONE

Sean Cove - Havelock Furniture

Sue Gower - Havelock Furniture

John Choe - against the wall framing

RECEIVED

MAR 04 2005

CITY COUNCIL  
OFFICE

City Council Member, Terry Werner  
555 So. 10<sup>th</sup> Street #111  
Lincoln NE 68508

March 3, 2005

Re: Plumbing concerns with new construction.

Dear Mr. Werner;

Please find enclosed a letter I have written to Robert Siemsen regarding concerns I have with three items connected with plumbing on new construction home. I would be interested in hearing your views on these items.

Sincerely



Rod Hornby

Enc; Copy of letter to Robert Siemsen, Chief Plumbing Inspector



5831 S 58TH STREET SUITE A | LINCOLN, NE 68516

P: 402.488.9222 | F: 402.423.8832 | WWW.REMBOLT.COM

Building and Safety Administration  
Robert Siemsen, Plumbing Section  
555 S 10<sup>th</sup> Street  
Lincoln, NE 68508

March 2, 2005

Dear Mr. Siemsen:

I am writing as I have some concerns regarding plumbing items on new constructions, which I would appreciate you addressing.

When we apply for a permit to build a new home we are charged for future toilets in an unfinished basement bathroom, however it appear that when the home sells and an owner wishes to finish the bathroom he is charged a second time for the toilet. Would you confirm that you are collecting this fee twice and if so, why, and is it legal to collect the fee twice?

Recently I have noticed a change with the required size of water heater in new construction, we now have to supply a larger than a normal water heater when installing water heaters when there is an unfinished basement that could at some time become finished with an additional bedroom. The unfinished area may never be finished and we are spending more money for larger water heaters, which also consume more energy. I believe we should install water heaters which are sized correctly for the home being built, rather than trying to second guess what might happen in 5, 10, 20 years or may never happen, particularly with an item such as water heaters which tend to have a limited lifetime. We all need to be conscious of saving energy and this is one area where you can make a difference by not requiring oversized water heater. Would you please explain why you are requiring the oversize water heater, which costs the builder more and the homeowner more in running costs.

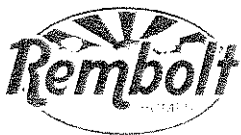
One last item which I believe you should address are when laundry washers are installed on first and second floors, I believe it would be prudent to require pans under washers to help reduce or eliminate damage to areas below should the washer malfunction. The pans are inexpensive to install when the home is under construction and have been shown to reduce damage when washers or hoses fail.

I look forward to hearing from you regarding these items.

Sincerely

  
Rod Hornby  
President: Rembolt Homes

Cc: Mike Merwick,; Mayor Seng; City Council



5831 S 58TH STREET SUITE A | LINCOLN, NE 68516

P: 402.488.9222 | F: 402.423.8832 | WWW.REMBOLT.COM



**Joan V Ray**

03/07/2005 10:45 AM

To: Lisa Janssen <ljanssen@ci.lincoln.ne.us>

cc:

Subject: Re: Ride for Five 

Dear Ms. Janssen: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Lisa Janssen <ljanssen@ci.lincoln.ne.us>



**Lisa Janssen**

<ljanssen@ci.lincoln.n  
e.us>

To: council@ci.lincoln.ne.us

cc:

Subject: Ride for Five

03/07/2005 10:23 AM

Dear City Council Members:

Please continue to support the Ride for Five program. I work at the Community Mental Health Center of Lancaster County as a Community Support Worker. In my role I have been able to see the positive impact of this program. Numerous clients have a better quality of life by having the reduced cost of bus fare. This program allows people to have an affordable source of transportation to get to work, doctors appointments and enjoy their community. If the cost would return to full price, many would again be limited in what they can do in the community. Please encourage the continuance of the this helpful program.

Thank You!

Lisa Janssen, BA

Mental Health Specialist

Community Mental Health Center of Lancaster County

402-441-7940




**Joan V Ray**

03/07/2005 12:59 PM

To: Lori Ashmore <lashmore@lincoln-action.org>

cc:

Subject: Re: Bus passes 

Dear Ms. Ashmore: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Lori Ashmore <lashmore@lincoln-action.org>



**Lori Ashmore**  
<lashmore@lincoln-action.org>

03/07/2005 12:26 PM

To: "council@ci.lincoln.ne.us" <council@ci.lincoln.ne.us>

cc:

Subject: Bus passes

Greetings City Council Members!

I am writing in support of the Ride for Five program. I am a case manager for the HUD Homeless Program at Lincoln Action Program. A majority of my clients along with their children access the Ride for Five Program every month for transportation. My clients are on a limited budget and can not afford \$30/month a bus pass. This is a great program and has helped my clients get to work, appointments, school, grocery stores and allows them to provide transportation to school for their children. I hope that you can see the importance of the Ride for Five program and continue to support it.

Thank you!

Lori Ashmore

Lori Ashmore

HUD Homeless Case Manager

Lincoln Action Program

210 "O" Street

Lincoln, NE 68508

(P) 471-4515 ext. 247

(F) 471-4844

lashmore@lincoln-action.org






**Joan V Ray**

03/07/2005 01:00 PM

To: Elizabeth Browne <ebrowne@ci.lincoln.ne.us>

cc:

Subject: Re: Ride for Five Program 

Dear Ms. Browne: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Elizabeth Browne <ebrowne@ci.lincoln.ne.us>



**Elizabeth Browne**

<ebrowne@ci.lincoln.n  
e.us>

To: council@ci.lincoln.ne.us

cc:

Subject: Ride for Five Program

03/07/2005 12:42 PM

February 25, 2005

City Council Members

555 S. 10th Street

Lincoln, NE 68508

RE: Ride for Five Program

Dear City Council Members,

My name is Liz Browne and I am a Community Support Worker at the Community Mental Health Center. I work with people who have severe and persistent mental illness. Most of my clients are disabled and unable to work, or are only able to handle working part-time jobs. Almost each and every client I work with struggles financially and many have benefited from the Ride for Five program. The Ride for Five bus passes have helped enable my clients to gain independence by transporting themselves to their appointments, volunteer and part-time jobs, the grocery store, banks, doctor appointments and numerous other places in the community. Most if not all of my clients would have had difficulty being able to afford the bus without their Ride for Five bus pass, as they are have very limited finances. This program has been very beneficial to not only the clients at the Community Mental Health Center but also to many people with limited finances in the community. I urge you to continue this valuable program which has proven to be a valuable resource in our community.

Sincerely,

Liz Browne, Certified Social Worker

Community Support Worker

Community Mental Health Center

441-7940



ebrowne.vcf

March 1, 2005

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

Dear Terry Werner,

As a new homeowner in the Prairie Village community, I felt compelled to express my concerns regarding the proposed Super Wal-Mart on the Southeast corner of 84<sup>th</sup> and Adams. First and foremost, I believe the site Prairie Homes presented at the community meeting on February 24<sup>th</sup>, which is on the undeveloped northeast side of 84<sup>th</sup> and Adams, is more suitable for this type of development. Secondly, construction of a 225,000 square foot building by Wal-Mart on the proposed site will have a significant detrimental impact on the neighborhood and seems unreasonably large when compared to the size of the new proposed building site.

I hope that my concerns, along with others, will assist the City Council and Planning Commission in understanding the concerns of your constituents and assist you in making a more informed and prudent decision when voting on this issue.

It may be helpful in understanding our viewpoint by learning a little about us. My wife and I are both graduates of UNMC College of Pharmacy, and are actively practicing pharmacists. We have lived and worked in Lincoln in the past. We moved to Colorado seeking higher paying positions with lower tax responsibilities but found that being closer to family and friends and a more relaxed pace of life was worth the difference in wages and taxes.

Upon returning to Lincoln in January our realtor helped us find a home in the, "up and coming" Prairie Village community. We found the location to be very comforting with such close proximity to the church and school, while having easy access to major routes including 84<sup>th</sup> street and interstate 80. We asked many questions of the selling agent, including potential future commercial development on the 84<sup>th</sup> and Adams property as it was being zoned commercial. We were assured that the most likely scenario for that property would be a grocery store such as a HyVee market. This seemed like a logical business to accommodate this space.

We were extremely disappointed or might I say outraged when, two days after signing a contract on our new home, that the Lincoln Journal Star, on January 29<sup>th</sup>, published its article on the location of the new Super Wal-Mart.

At this point, we believe it is important to join with others in informing you of our position. Obviously, voting against Wal-Mart building on this site would be positive step. The concerns we have with the proposed site are numerous and include the following:

- ◆ Detrimental impact on the Lutheran church and school, e.g. close proximity of Wal-Mart patrons to young children, church property used as overflow parking of patrons, etc.
- ◆ Traffic congestion, noise, light pollution, trash and rubbish, water runoff.
- ◆ Reduction in property values.

I am in support of retail growth but believe that there are better locations for such a massive store. The site Prairie Homes presented at the community meeting on February 24<sup>th</sup>, which is on the undeveloped north side of 84<sup>th</sup> and Adams, seems a more appropriate setting for such a large store. At this location, the store's impact could be reduced through buffer zones incorporating smaller merchant space, then apartments and finally residential zones. This type of design would protect the safety and welfare of the children that play in this area.

As a united voice with others who oppose this location, I hope that you will consider a more sensible location for the Wal-Mart store. Please consider the many negative effects your vote can have on those of us who will be living in the neighborhood if this location is approved. It is important to keep in mind that sustained smart growth will create a more attractive community that is likely to draw more professional individuals, which in turn increases the tax base. I appreciate your honesty, integrity, and willingness to consider the ramifications of the Wal-Mart location.

Sincerely,

*George A Papineau*

*Julie A Papineau*

George and Julie Papineau

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE



State of Nebraska  
**Public Service Commission**

300 THE ATRIUM, 1200 N STREET  
LINCOLN 68508

FRANKE E. LANDIS  
COMMISSIONER

PHONE  
(402) 471-3101

March 2, 2005

Chairman Terry Werner  
Lincoln City Council  
555 South 10<sup>th</sup> Street  
Lincoln, NE 68508

RE: Application No. PSAP-36.1: In the Matter of Lincoln/Lancaster County, seeking funding approval for recurring and non-recurring costs of Wireless E911 Implementation.

Dear Chairman Werner:

The Lincoln Emergency Communications Center filed an application with the Public Service Commission on November 24, 2004, seeking funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

I'm pleased to inform you that at our last meeting, the Commission approved your E911 application in the initial amount of \$429,192 and recurring costs of \$14,105 per month to implement and provide enhanced wireless 911 service. If you have any questions, please feel free to contact the Wireless E911 Director, Kara Thielen, at 402-471-0220 or myself at 402-471-3130.

Yours truly,

A handwritten signature in cursive script, appearing to read "Frank Landis Jr.".

Frank Landis  
Commissioner

FEL:ab

# Nebraska Public Service Commission

COMMISSIONERS:

ANNE C. BOYLE  
LOWELL C. JOHNSON  
ROD JOHNSON  
FRANK E. LANDIS  
GERALD L. VAP

EXECUTIVE DIRECTOR:  
ANDY S. POLLOCK



300 The Atrium, 1200 N Street, Lincoln, NE 68508  
Post Office Box 94927, Lincoln, NE 68509-4927  
Website: [www.psc.state.ne.us](http://www.psc.state.ne.us)  
Phone: (402) 471-3101  
Fax: (402) 471-0254

NEBRASKA CONSUMER HOTLINE:  
1-800-526-0017

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

February 28, 2005

TO ALL INTERESTED PARTIES:

## CERTIFICATION

I, John Burvainis, Deputy Director of the Nebraska Public Service Commission, hereby certify that the enclosed is a true and correct copy of the original order made and entered in Docket NO. PSAP-036.1 on the 23<sup>rd</sup> day of February, 2005, as the same is filed and recorded in the official records of said Commission.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the Nebraska Public Service Commission, Lincoln, Nebraska, this 23rd day of February 23, 2005.

Sincerely,

A handwritten signature in cursive script, appearing to read "John Burvainis".

John Burvainis  
Deputy Director

JB:ab

Enclosure

pc: Virginia Vance, Qwest, 1314 Douglas, Omaha, NE 68102  
Julie Richter, Lincoln Emergency Communications Center, 575  
South 10<sup>th</sup> Street, Lincoln, NE 68508

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of ) Application No. PSAP-036.1  
Lincoln/Lancaster County, )  
seeking funding approval for )  
recurring and non-recurring ) GRANTED  
costs of wireless E911 )  
implementation. )  
Entered: February 23, 2005

BY THE COMMISSION:

By written request for funding received November 24, 2004, Lincoln/Lancaster County seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service. Lincoln/Lancaster County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Lincoln/Lancaster County. The local exchange carrier serving Lincoln/Lancaster County's PSAP is Alltel (Alltel). Lincoln/Lancaster County's PSAP is served by the following wireless carriers: Alltel Wireless, AT&T, Cricket, Sprint, T-Mobile, US Cellular and Western Wireless.

Lincoln/Lancaster County entered into a service agreement with Alltel for enhanced wireless 911 equipment and services. A copy of the agreement is attached to the request for funding. In the agreement, Lincoln/Lancaster County authorized the Nebraska Public Service Commission to remit all payments for enhanced wireless 911 service to Alltel.

Lincoln/Lancaster County seeks initial costs of \$429,192.00 and recurring costs of \$14,105.00 per month to implement and provide enhanced wireless 911 service for each of the above-listed wireless carriers. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

## OPINION AND FINDINGS

This request for funding is being processed pursuant to Neb. Rev. Stat. §§ 86-2201 to 86-2214. (2001 Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket 911-001, entered July 16, 2002.

Costs requested are eligible under Neb. Rev. Stat. § 86-2210 (2001 Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Lincoln/Lancaster County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Lincoln/Lancaster County authorized Alltel to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Alltel upon invoice. Only invoices that comport with the approved costs in this order will be paid. Recurring costs requested for partial months must be pro rated.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted. All costs of Nebraska Universal Service Fund (NUSF) surcharges and any legitimate government-imposed taxes or surcharges assessed on enhanced wireless 911 charges should also be paid. The Commission further finds that the Commission should true-up its subscriber counts and provide wireless cell site information on a quarterly basis and that the Commission should adjust payments for non-recurring and recurring charges accordingly.

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Lincoln/Lancaster County's request for funding shall be granted.

IT IS FURTHER ORDERED that upon invoice from Alltel, the Commission shall remit to Alltel amounts that comport with this order.

IT IS FURTHER ORDERED that any government-imposed taxes or surcharges assessed on enhanced wireless 911 charges shall be paid.

It is FURTHER ORDERED that the Commission should true-up its subscriber counts and provide wireless cell site information



SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. PSAP-036.1

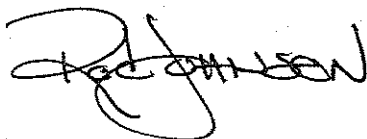
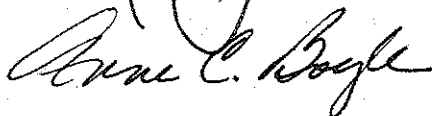
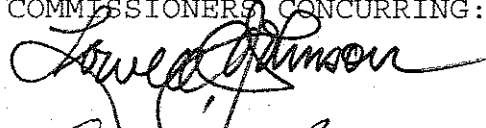
PAGE 3

on a quarterly basis and that the Commission should adjust payments for non-recurring and recurring charges accordingly.

MADE AND ENTERED at Lincoln, Nebraska this 23<sup>rd</sup> day of February, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:




//s// Frank E. Landis

//s// Gerald L. Vap

Chairman



ATTEST:



Deputy Director

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE


March 1, 2005

Dear City Council,

My name is Mark Travis. I am writing to you to encourage you to continue the RIDE FOR FIVE program. I use the program to get to work and to bowling. This program helps me afford transportation, without it I would have to pay a lot more money. This would be difficult because of my budget. I know this program helps me and many of my friends. I am very grateful for it.

Thank you for your time and all you do for the city. I appreciate your service and consideration of this issue.

Sincerely,

A handwritten signature in cursive script that reads "Mark Travis".

Mark Travis

Site # 7

Today's Date: 3/01/05

Low Income Bus Program Survey

Please circle a **number** indicating your level of Agreement or Disagreement with the following statements about the Bus Pass Program. **Thank you.**

1. Before this program, I rarely used the bus system.

Strongly disagree 1 2 3 4 5 Strongly agree

2. This program helps me to get to my job.

Strongly disagree 1 2 3 4 5 Strongly agree \_\_\_ Does not apply

3. This program helps me to get to school.

Strongly disagree 1 2 3 4 5 Strongly agree X Does not apply

4. Because of this program, I feel that I am a more active community participant.

Strongly disagree 1 2 3 4 5 Strongly agree

5. If the bus (handivan) pass were to increase to \$10/month (\$20/month), I would still purchase it.

\_\_\_ Yes \_\_\_ No X Maybe

6. Getting bus tickets has been easy, due to the 14 different sites.

X Yes \_\_\_ No \_\_\_ Somewhat

7. I use public transportation to:

X go to work \_\_\_ go to the doctor's office

\_\_\_ go to school X visit friends

\_\_\_ do grocery shopping X do other shopping

\_\_\_ other: \_\_\_\_\_

Any Additional Comments or Suggestions? \_\_\_\_\_

TO THE CITY COUNCIL MEMBERS,

I JUST WANT TO TELL YOU  
THAT IF WAS NOT FOR THE RIDE  
FOR FIVE PROGRAM I WOULD NOT  
BE ABLE TO GET TO THE DOCTOR  
OR GO SHOPPING. THANK YOU FOR  
THIS PROGRAM.

Richard Strom

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

RICHARD STROM  
2520 UST #9  
LINCOLN, NE  
68503



RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

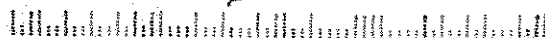
CITY COUNCIL MEMBERS

555 S. 10TH ST.

LINCOLN, NE

68508

68508+2810



RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

February 25, 2005

Dear City Council Members, Or To Whom It May Concern,

Hi! I, Terri L. Smith, am writing in regards to the Ride For Five Program.

I have to ride the bus, everywhere that I go, since that is the only transportation that I have. I have had epilepsy, since I was six weeks old & do not drive because of that.

The Ride For Five Program, has been very beneficial for me, since I have to live on a very strict budget. If the program, was to be stopped, I would have to walk everywhere. I use to receive, Cab Tickets to go to the Grocery Store & to go to my doctors, but they have been stopped, so the bus is my only transportation. To go to the doctor, I would have to walk, clear across town. Since my food stamps, have been dropped to \$20 a month, I would not be able to afford the entire \$30.

So, Please consider continuing, the Ride For Five Program.

Thankyou for your time & consideration of this matter.

Sincerely,



Terri L. Smith  
816 "G" Street, Apt 6  
Lincoln, NE 68508

3.02.05

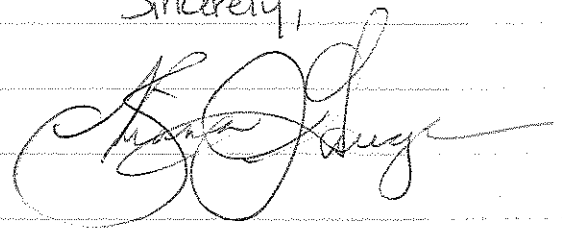
Dear City Council Members,

I am writing concerning the Ride for Five program. I am a college student at Nebraska Wesleyan University, but live and work downtown. Since I don't have a car, the Ride for Five program has enabled me to overcome the transportation dilemma that otherwise would have left me stranded, one place or the other. Riding the bus is an affordable option w/ the Ride for Five program, but being low-income and a full-time student, I couldn't afford to pay roughly 5 or 6 times what I am now for a month pass. I ride the bus an average of 3 times per weekday, so paying \$1 per ride isn't a possibility either. UNL students receive passes for free, but this offer is not extended to NWU students, so without the Ride for Five program I would be left high and dry.

The buses cost the same amount to run no matter who is riding them, but eliminating this program would greatly reduce the number of people that are in a financial situation to afford to ride. I urge you to not cut this valuable program.

Thanks for your consideration!

Sincerely,



Briana J. Gauger  
816 S 1<sup>st</sup> St.  
Lincoln, NE 68508

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MAR 07 2005  
CITY COUNCIL  
OFFICE

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

DORIS F. K. SCOTT  
737 No. 22 Apt. 216  
Lincoln, Ne 68503

Mr. Terry Werner, Chairman  
Lincoln City Council  
City-County Building  
555 South 10th Street  
Lincol

Dear Councilman:

We are not in favor of any "no smoking" ban. However, since they are now a fact of life, may we add one more building to the no smoking list? As residents of an "independent living center" we would like to see our facility mandated as smoke free. We are a three-story structure more than 10 years old. In the past few years we have had fires set by careless residents. Now we have several residents on second and third floors who use oxygen and smoke! To us this seems very hazardous because we have residents who could not escape if a fire were to start. We have contacted the fire department about this concern but to our knowledge they have done nothing. On many lists we are noted as a "nursing home." Can you help us?

*Doris Scott* - (402) 496-5131  
890-5671

Doris Scott  
Apt. 216

*Jerry Knowles*  
Jerry Knowles  
Apt. 107

*Darlene Smith*  
Darlene Smith  
Apt. 213

*Jo Ann Graham*  
JoAnn Graham  
Apt. 212

*James Butts*  
James Butts  
Apt. 310

*Jeanne Boettcher*  
Jeanne Boettcher  
Apt. 115

Dear City Council Members

Ride for Five has helped me, I sometimes shop at 2 or 3 grocery stores. It enables me ~~to~~ to shop for groceries that are on sale. I also use it for appointments at the V.A. medical center, it has been a God send especially that I am low income. I hope you will see fit to let the program continue.

Yours Truly

Perry Setzman

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE

Perry Setzman  
1403 E 1st Apt #304  
Lincoln, Ne.  
68508



City Council Members  
555 South 10th St.  
Lincoln, Ne.  
68508

RECEIVED  
MAR 07 2005  
CITY COUNCIL  
OFFICE



RECEIVED  
MAR 08 2005  
CITY COUNCIL  
OFFICE

# ROCKEMANN

2845 North 54<sup>th</sup> Street • Lincoln, NE 68504 • (402) 466-3328

March 4, 2005

Terry Werner  
City Council Office  
County-City Bldg 555 S 10th St  
Lincoln, NE 68508

Attention Terry Werner:

My husband and I are very concerned about the proposed new Wal-Mart location at the corner of 84<sup>th</sup> and Adams. Our children attend church and school at Faith Lutheran Church and School located right next to the proposed site at 8701 Adams.

We feel this is entirely too close to an elementary school for a Wal-Mart to be built (Either right next to our church or across the street). This brings up issues of security for our building, the safety of our children with the increase in traffic. The building is also non-aesthetic going up next to the location of our future sanctuary.

The litter concern at the North Wal-Mart location is also something that is not desirable next to our church. We moved away from the Northeast high school as we felt that the neighborhood was no longer a safe environment for our children.

With 24/7 hours at Wal-Mart this would increase the likelihood of increased crime in our, right now, residential location. We also don't feel safe with tobacco, alcohol, and gun sales located right next to our elementary school.

We have nothing against Wal-Mart as a company; I in fact worked for Wal-Mart for seven years, and still hold the company in high regard. But, this is definitely not a good location for a Wal-Mart to be built. Please consider having them moved across from the Lancaster Event center. Any closer than this would not be what we consider a safe environment for our children.

Thank you for your time reading our concerns.

Sincerely,



Terri Jo Rockemann



Mark Allen Rockemann

RECEIVED  
MAR 08 2005  
CITY COUNCIL  
OFFICE

8410 Talon Court  
Lincoln, Nebraska 68505  
March 6, 2005

Patte Newman, (Northeast District Representative)  
City Council Office  
County-City Building  
555 South 10<sup>th</sup> Street  
Lincoln NE 68508

Subject: **Super Wal-Mart's Proposed Northeast Lincoln location**  
At North 84<sup>th</sup> Street and Adams Street

Dear Councilmember:

I am a member of Faith Lutheran Church located at 8701 Adams Street, and a volunteer at the associated Pre-Kindergarten to 6<sup>th</sup> grade School. I have concerns about the location of a new Super Wal-Mart adjacent to our School and future sanctuary.

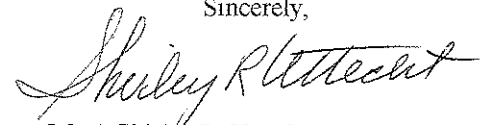
Because I do not ordinarily shop at Wal-Mart I deemed it appropriate to see what the future could be like for our Church and School by visiting their existing north store. Believe me when I say I was alarmed at the **traffic and parking situation**. There is great potential for **Super Wal-Mart's parking overflow** to occupy our parking lots at peak business times in addition to **unwanted and dangerous traffic through our parking lots**. There would undoubtedly be **delivery truck traffic, noise and much litter**. I believe such a situation would cause the parents of our 296 students (more are being added almost every week) and many of our parishioners (1,364 members & growing) to seriously consider finding another place for their children's safe educational environment, as well as their own worship surroundings. This, of course, would not be a good thing for our Church.

Our future sanctuary will be on the west side of our existing school and next door would be the proposed Super Wal-Mart Auto Lube Center and garden center - not a very attractive situation at all. At the time we purchased the church property the "talk" was that business zoning *similar to that at the North 84<sup>th</sup> and Holdrege* area would likely be adjacent to the church property - not a "big box" store.

It is my understanding that some property north of Adams Street along North 84<sup>th</sup> could be used for one or two such stores if they *must* build in Northeast Lincoln. *It is my opinion that 24 hour a day/7 day a week, high traffic business operations do not belong next door to a church and school.*

My thanks to you and your colleagues for your consideration of my opinion.

Sincerely,

  
(Mrs.) Shirley R. Uttecht

CC: Council Members Jon Camp, Jonathan Cook, Glenn Friendt, Annette McRoy, Ken Svoboda, and Terry Werner

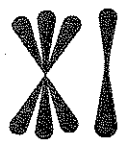
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MAR 08 2005  
CITY COUNCIL  
OFFICE

To Whom It may Concern,  
My name is Loretta Murry, and I'm a  
person with disabilities and I live on a  
fixed income. I think the Ride for 5  
is a perfect idea. Please consider keeping  
the ride for five.

Sincerely,

Loretta Murry



Region V Services  
Lincoln

www.regionvservices.com  
1430 South Street, Suite 201, Lincoln, Nebraska 68502-2467



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MAR 08 2005  
CITY COUNCIL  
OFFICE

City Council Members  
555 So 10th St  
Lincoln, NE 68508

68502+2510

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MAR 08 2005

CITY COUNCIL  
OFFICE

To Whom It Concerns, 3-6-05

This is in regard to the continuation of the 'Ride for Five'. I would like to mention, that in living on a limited income the 'Ride for Five' has helped tremendously! I have been receiving government SST do to some health issues up to recently. The 'Ride for Five' has enabled me to partake of the public transportation with Star Trans to school and medical appointments off and on. I am making effort to improve my living status as I am presently attending Southeast Community College here in Lincoln, to further my schooling that I may obtain a job that will help me in meeting my living needs, so that I may one day be able to  
next →

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MAR 08 2005  
CITY COUNCIL  
OFFICE

2

- got off the SST. The Ride for Fire  
has enabled me to do this. It  
will be very difficult for me  
to continue with the schooling  
if the 'Ride for Fire' ceases. I  
am trying to help myself, but I  
also need your help now at this  
point in making it to this goal.  
I earnestly ask that the 'Ride  
for Fire' continues - please! I  
appreciate your time and effort in  
reading this, and I do pray and  
hope that these circumstances  
which have been mentioned in  
this note will be seriously  
considered in the decision and  
voting on whether to keep the  
'Ride for Fire'. Thankyou Again.

Sincerely,  
Grace A. Bryan

P.O. Box 94752  
Lincoln, NE.

68509-4752



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MAR 08 2005  
CITY COUNCIL  
OFFICE

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MAR 08 2005  
CITY COUNCIL  
OFFICE

March 5, 2005

Dear City Council Members:

I am writing in regards to the Star Tran Bus "Ride for 5" Program that you have had in place for the last 6 months.

My daughter, Kim, rides the Star Tran Handivan (Ride for 10) home from her job Mon thru Fri. She only works 2 hrs a day and doesn't make much money so this program saved her from spending most of what she makes just getting home. She is moderately retarded (Down's Syndrome) and can't ride the regular bus.

Please consider keeping this wonderful program in place.

Best regards

Karen Teachman  
Single Mom on  
limited income.



Ms. Karen J. Teachman  
3432 Allendale Dr.  
Lincoln, NE 68516



RECEIVED

MAR 08 2005

City Council Memb

MARCH 7, 2005

Terry

I question how this man can  
still operate a business where  
there are little girls.

I keep feeling there peep holes  
in the locked room.

Terry has anyone checked that out.

Good Luck on your petition

Don



Mr. Donald Coleman  
3257 S St.  
Lincoln NE 68503

RECEIVED  
MAR 08 2005  
CITY COUNCIL  
OFFICE

RECEIVED  
MAR 08 2005  
CITY COUNCIL  
OFFICE

LINCOLN CITY COUNCIL  
MR TERRY WELLS  
555 S. 10<sup>TH</sup> ST  
LINCOLN, NE 68

# Karate studio owner charged with i

BY CARA PESEK  
Lincoln Journal Star

A Lincoln karate instructor has been charged with two counts of indecent exposure in Thayer County.

Timothy Snyder, 51, 12909 S. 110th St., Roca, was charged with exposing himself to Thayer County motorists on April 1 and May 7, said Thayer County Attorney Daniel Werner.

Each count carries a maxi-

mum punishment of six months in jail and a \$1,000 fine, Werner said.

Snyder was cited with indecent exposure July 13 when Thayer County Sheriff David Lee pulled him over for driving a car without license plates.

As Lee approached Snyder's Ford Taurus, he noticed Snyder wasn't fully clothed, Lee said.

He also noticed Snyder had been driving on a stretch of road where

several women had said they had seen a man exposing himself, Lee said.

Snyder owns the Okinawan Karate and Fitness Center at 5900 S. 58th St.

Southeast Nebraska has had what Lee described as a "phantom flasher" for about two years now, Lee said.

Women in Fillmore, Nuckolls, Clay, Jefferson, Saline and Gage counties have reported seeing a

## Indecent exposure, pleads innocent

man wearing a ski mask expose himself as they drove past, Lee said.

Several women in northern Kansas counties have also reported seeing a masked man, he said.

Often, Lee said, the flasher would pass lone female motorists as they drove on secluded roads. He would then pull over, get out of his car, don a ski mask and expose himself to the women as they drove past.

"It started to be a real concern," Lee said.

Lee said that on the day Snyder was cited in Thayer County, someone matching his description had also reportedly flashed a woman in Clay County.

Snyder, when reached at the karate center, said his arrest hadn't affected business.

"There have been no issues," he said.

Snyder said he would enter a

plea of not guilty at his arraignment, which will be Sept. 10 at the Thayer County Courthouse in Hebron, but declined to comment further.

"We made a plea of innocent to that charge, and that's all that's come of it," Snyder said.

Snyder's lawyer, John Ball of Lincoln, was unavailable for comment Monday afternoon.

Reach Cara Pesek at 473-7361 or [cpesek@journalstar.com](mailto:cpesek@journalstar.com).

### Driver Wanted

Okinawan Karate & Fitness Center Inc. has a job opportunity. This job includes driving a 15 passenger van and picking students up at several Lincoln schools on the south side of town and transporting them to our facility. Hours are from 2:30-6:00, Monday through Friday. Pay range from \$7:00-\$8:00 an hour. Applicant must have a good driving record and enjoy working with children of all ages and understand the power and importance of being a positive role model in the lives of these children. For more information, call Pam Snyder at 420-5455.






**Joan V Ray**

03/09/2005 09:00 AM

To: "Kim Baty" <kbaty@neb.rr.com>

cc:

Subject: Re: Wal-mart 

Dear K. Baty: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Kim Baty" <kbaty@neb.rr.com>



**"Kim Baty"**

<kbaty@neb.rr.com>

03/08/2005 07:04 AM

To: <council@ci.lincoln.ne.us>, <plan@lincoln.ne.gov>

cc:

Subject: Wal-mart

Dear City Council and Planning Commissioner Members,

I'm writing to express deep concern over the Wal-mart Supercenter proposed for 84<sup>th</sup> and Adams. Our daughter currently attends preschool at Faith Lutheran's Touching Hearts and we know a Wal-mart Supercenter store would not be a good neighbor. This particular kind of store brings with it very high volumes of traffic, transients and trash to name just a few. A Wal-mart Supercenter next to a school/church absolutely does not mix. We live at 7531 Garland St, a block away from Kahoa School where our daughter will begin kindergarten in the fall. As residents of NE Lincoln we are worried about the amount of traffic a Wal-mart would bring and the lack of any good East/West roads to handle this kind of traffic flow. Because of all the new subdivisions and building in our area already, the traffic on our street in particular has increased. This appears to be due to people trying to get from 70<sup>th</sup> to 84<sup>th</sup> since Leighton doesn't run completely through. As it is now, we have a difficult time getting out of our driveway and fear for our daughter's safety next year while walking to school. A Wal-mart Supercenter would simply compound this existing problem. Finally, we empathize with many of Lincoln's businesses that will suffer from another Wal-mart. We hope that you have taken a very serious look at the long term effects Wal-mart has had on other similar communities. Aren't two Wal-marts in Lincoln enough? Thank you and please consider keeping anymore Wal-marts out of Lincoln.

Sincerely,

Kim Baty

7531 Garland St.

Lincoln, NE 68505

402-202-7498



**Joan V Ray**

03/09/2005 09:06 AM

To: DONALD E ATKINSON <donaldeatkinson@juno.com>  
cc:  
Subject: Re: \$5.00 BUS PASSES 

Dear Mr. Atkinson: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

DONALD E ATKINSON <donaldeatkinson@juno.com>



**DONALD E ATKINSON**  
<donaldeatkinson@juno.com>

03/08/2005 07:48 PM

To: council@ci.lincoln.ne.us  
cc:  
Subject: \$5.00 BUS PASSES

BEING ON MEDICAID, AND BLIND, I FOUND THE LOW PRICED BUS  
PASS TO GOOD TO PASS UP, SO I GOT ONE.

NOW I HEAR THE FUNDING HAS EXPIRED.

PLEASE FIND A WAY TO CONTINUE THIS.

MY WIFE AND DAUGHTER USE THE PASSES ALSO.

IF FIVE DOLLARS IS NOT FEASIBLE, TEN OR EVEN FIFTEEN  
WOULD HELP. OVER THAT, AND I STAY HOME MORE.

THANK YOU, DONALD E. ATKINSON  
DONALDEATKINSON@JUNO.COM




**Joan V Ray**

03/09/2005 09:07 AM

To: "donselma@juno.com" <donselma@juno.com>

cc:

Subject: Re: 

Dear Ms. Atkinson: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"donselma@juno.com" <donselma



**"donselma@juno.com"**

**<donselma**

03/08/2005 09:47 PM

To: council@ci.lincoln.ne.us

cc:

Subject:

please keep the five dollar bus passes. that is the only way i can afford to shop. the most i could pay for a pass, is 15 dollars every other month.

thank you Selma a . Atkinson

---

Speed up your surfing with Juno SpeedBand.

Now includes pop-up blocker!

Only \$14.95/month -visit <http://www.juno.com/surf> to sign up today!



**Joan V Ray**

03/09/2005 10:24 AM

To: "Carol B" <carolserv@hotmail.com>

cc:

Subject: Re: MSN article-National Bank of Wal-Mart? 

Dear Carol: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for sharing information on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Carol B" <carolserv@hotmail.com>



**"Carol B"**

<carolserv@hotmail.com>  
m>

To: council@ci.lincoln.ne.us

cc:

Subject: MSN article-National Bank of Wal-Mart?

03/09/2005 10:00 AM

National Bank of Wal-Mart?

Wal-Mart already offers money-transfer and check-cashing services. The next step is full-on banking. The financial services industry is terrified, but consumers might benefit.

By Liz Pulliam Weston

Wal-Mart has a reputation for squeezing out Mom-and-Pop stores and other low-margin businesses, like unionized grocers.

But imagine for a moment if the world's biggest retailer put the pricing squeeze on one of the world's more profitable businesses: financial services. Who would pay the price? Perhaps: Mortgage lenders who surprise their borrowers with last-minute junk fees.

Banks that nickel and dime their small account holders to death.

Auto lenders who add discriminatory surcharges on loans to black and Hispanic buyers.

Credit card companies that use every excuse to jack up rates.

Check cashers and payday lenders that levy usurious charges on their customers.

Wal-Mart's relentless push for ever-lower prices has revolutionized retailing and is sometimes even credited for helping to keep U.S. inflation low. It's not hard to make the leap into imagining the retailer bringing similar price discipline to an industry grown fat on escalating rates and fees. (Fee income now comprises half of banks' total income, according to

investment banker R.K. Hammer.)

#### Organized opposition

You can say I'm a dreamer, but I'm not the only one. Many banking experts predict that Wal-Mart will eventually break into the business -- despite determined opposition from the U.S. banking industry.

Wal-Mart's been cut off at the pass several times so far, including once in 1999 when it tried to buy an Oklahoma bank and more recently in its attempts to buy a California industrial loan corporation. Get organized with Microsoft Money 2005.  
Order it now.

"The banking community's opinion was that the world as we knew it would come to an end" if Wal-Mart were allowed to buy the savings bank, said banking analyst Bert Ely, who well remembers the 1999 tempest. "There was strong, strong, strong opposition."

Other retailers, including Nordstrom and Target, have purchased banks without creating nearly the fuss that Wal-Mart's involvement generates. But those chains don't have nearly the scope or the economic muscle that Wal-Mart flexes.

#### A different customer base

They also don't cater to quite the same population. Wal-Mart customer's average incomes are below the national average, while Target's are above -- and Nordstrom's, well above. Some analysts estimate that more than one-fifth of Wal-Mart's customers have no bank accounts, which would be about twice the national rate, according to the Federal Reserve. "Wal-Mart National Bank" could bring these customers into the banking fold, offering them affordable bank accounts, credit cards and mortgage loans.

"It could turn out to be a good thing for consumers," said consumer advocate Linda Sherry, editorial director for Consumer Action, "especially the unbanked or those who are suspicious of banks."

It's a pretty big market and one that Wal-Mart has already started to tap. The retailer began offering money orders three years ago and has since added payroll check-cashing and money-transfer services. Today, the company's 3,066 stores and supercenters process about a million financial transactions a week.

#### The prices are predictably cheap:

A wire transfer to Mexico costs less than \$10, compared to \$14.99 at Western Union.

Money orders are less than 50 cents, compared to a buck or more at many banks.

Checks are cashed for \$3, and customers aren't unknowingly steered into short-term loans at 300% to 1,300% interest rates, as happens at some unethical check-cashing outlets.

Wal-Mart doesn't have the check-cashers shaking in their boots -- at least not yet. For one thing, the check-cashers have Wal-Mart outnumbered, with more than 11,000 outlets cashing \$55 billion in checks annually, according to the Financial Service Centers of America, a trade group representing the

industry.

Likewise, Western Union has far more offices abroad -- 196,000 agents in 190 countries -- than MoneyGram International, the money-transfer service Wal-Mart chose as its partner and which trails with 75,000 agents in 170 countries. MoneyGram has about 10% of the estimated \$65 billion that flows out of the U.S. in money orders, estimates Aite Group of Boston, while Western Union has 22%.

How many branches?

Wal-Mart's record on installing branches of partner banks in its stores also seems somewhat tentative, Ely said, with only one-third of the stores offering full-service banking. Banks have recently rediscovered the fact that customers like to have convenient branches, and Ely wonders if many would be willing to drive to their local Wal-Mart even if every store had a branch.

"I'm not convinced (Wal-Mart) would have sufficient branch density," he said, "that it would be attractive enough for customers to do their banking there."

But Ely acknowledges that Wal-Mart could solve the problem with numerous, well-placed ATMs in surrounding communities. The retailer also could be using its relatively low-key partnerships with financial services companies to study the business before making its own, branded push into banking.

"Just look at its Web site if you want to see its intentions," Ely said, quoting from exactly that source: "'A trusted name in financial services.'"

Of course, Wal-Mart National Bank wouldn't stop at providing checking accounts for the poor. The retailer already has introduced a no-fee, 1% cash-back Discover Card for its better-heeled clientele, and if the company did accept deposits, it would need to invest the money somewhere -- perhaps in mortgages and auto loans. That, again, could benefit consumers.

I won't say that Wal-Mart is assuredly more ethical than mortgage lenders who thrive on junk fees or auto lenders who charge minorities hundreds of dollars more for loans than whites with similar credit scores. The retailer's vehement anti-union stance and its policies regarding pay and benefits should give anyone pause.

But its singular focus on delivering "always low prices" to its customers could provide a much-needed shock to financial-service companies who have feasted on customers' pocketbooks for far too long.

Liz Pulliam Weston's column appears every Monday and Thursday, exclusively on MSN Money. She also answers reader questions in the Your Money message board.

3-07-05

Dear Council Members,

I wanted to drop a line to tell you what a wonderful service the ride for five program is. I am 53 years old and don't drive. I cannot afford a vehicle or even bus fare to and from appointments without this program. I have osteoarthritis and cannot walk as I used to. There are alot of handicapped people and low income people that I know that greatly need this program.

I hope and pray that you will keep this ~~appeal~~ program. It has been a God send to me. Thank you so much for your compassion and understanding.

Sincerely,  
Susan Conrad

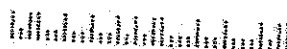
RECEIVED  
MAR 09 2005  
CITY COUNCIL  
OFFICE

Susan Conrad  
1745 So. 13th St. #1  
Lincoln, Ne. 68502



City Council  
555 So. 10th St.  
Lincoln, Ne. 68

68304+2810



03/07/05

.Dear, city council, the ride for five is a good thing for Lincoln, N.E., I ride the bus system almost every day, do to V.A. appt., or just to go downtown, I am a disabled vet. And on fixed income, and, could not afford the full price of a bus price of 20.00 for a monthly pass. There are a lot of less fortunate, then my self that need the bus system.

I do count on the service, and the timely manner, that Star Tran does for the community of Lincoln, N.E.; I also take the bus to school at Southeast Community College. I think that if you drop, the Ride for Five programs, there is going to be a lot of disappointed people, in the city of Lincoln, and my self as well!!!

Sincerly, Scott A. Johnson  
1534 S.21 st. apt # 3  
Lincoln, N.E., 68502

RECEIVED  
MAR 09 2005  
CITY COUNCIL  
OFFICE



Dear Sirs:  
Please keep the  
Ride for Five program  
going. It has helped  
me so much in an  
affordable way to keep  
my Mrs. appts.

I would really  
appreciate it if the  
Ride for Five program  
was made permanent.

Thank you!

Jean M. Wheat

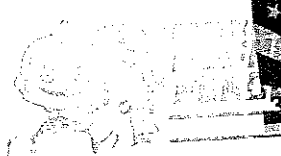
RECEIVED

MAR 09 2005

CITY COUNCIL  
OFFICE



2330 So. 37<sup>th</sup>  
Lincoln, NE-68506



City Council Member  
555 S. 10<sup>th</sup> St.

# Bridget L. Toma

325 N. 8th St. Apt. #104~ Lincoln, NE 68508-1348  
Home Phone 402-499-6237 ~ E-Mail: BridgetToma@juno.com

March 08, 2005

City Council Members,

I am writing in regards to saving the Ride for Five bus program. I have Multiple Sclerosis and I am confined to a wheelchair. Because of my health, I can no longer work full time so my only income is SSDi. Because I enjoy continuing to contribute to my community, I volunteer at the Saratoga Community Learning Center as a teacher's assistant in the SEAL program, an academic after-school program. I work 3-4 days a week depending on the weather and my health. My transportation costs come out of my limited fixed income. The Ride for Five program has allowed me to afford to work more days since it was implemented 6 months ago. I will have to cut my volunteer hours if the program is discontinued. I also use the city bus for grocery shopping but that is negligible compared to my trips to Saratoga. I know that the Ride for Five program has made a big impact on my personal budget for transportation. Please don't cut this program for me and the many others in similar situations.

Thank you,

Bridget Toma



RECEIVED  
MAR 09 2005  
CITY COUNCIL  
OFFICE

3/7/2005

City Council Members  
555 S. 10<sup>th</sup> Street  
Lincoln, NE 68508

RECEIVED  
MAR 09 2005  
CITY COUNCIL  
OFFICE

Dear Mayor Seng and Members of the City Council;

I am writing on behalf of the RIDE FOR FIVE program. I am a frequent rider of the StarTran bus system. I am also on disability.

I have less than \$600 come in each month and while I get help, I still have trouble making ends meet. The past few months I have been able to put aside the savings from the bus into a savings account. That is something fantastic for me. I actually feel like I have a little in reserve that I can operate on in case of an emergency.

I rely heavily on the bus system to get me to the places that I need to go. I enjoy the camaraderie that I feel with others on the bus and the bus drivers themselves.

I would like to see the RIDE FOR FIVE continue for the following reasons.

- 1) It is helpful to those who are low income (i.e. single moms with multiple children, the elderly, the disabled)
- 2) It gives a sense of accomplishment like my being able to put money into savings.
- 3) It gives the low income a break and gives them a sense that not every one is out to get all the money they can get.
- 4) It gives the feeling that there is a little money left over that other bills can be paid (I don't have to rob Peter to pay Paul).
- 5) It makes good business sense to help the poor.

Thank you for your time.

Sincerely,



Deloris Cole



**Joan V Ray**

03/09/2005 12:33 PM

To: Moncia Janssen <mjanssen@ci.lincoln.ne.us>

cc:

Subject: Re: Ride for Five 

Dear Ms. Janssen: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Moncia Janssen <mjanssen@ci.lincoln.ne.us>



**Moncia Janssen**

<mjanssen@ci.lincoln.  
ne.us>

To: council@ci.lincoln.ne.us

cc:

Subject: Ride for Five

03/09/2005 12:28 PM

Dear City Council Members:

I am a community support worker for the Community Mental Health Center of Lancaster County, and have been very pleased to be able to offer my clients the reduced price bus pass and handivan tickets. I have seen this benefit numerous clients that our agency serves, and recommend anyone who might meet the income criteria to utilize the program. I understand that the Ride for Five program is on a trial basis, and sincerely hope that it will be continued at the current cost on an ongoing basis. On behalf of my agency and all who have benefited from this excellent program, I'd like to thank the City Council for this program and encourage its being made permanent.

Sincerely,

Monica Janssen, BA, MHS

Mental Health Specialist



**Joan V Ray**

03/10/2005 09:08 AM

To: Kristin Wulser <kwulser@ameritas.com>

cc:

Subject: Re: Fw: CHANGE OF ZONE 05014-NEAR SOUTH NEIGHBORHOOD



Dear Ms. Wulser: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Kristin Wulser <kwulser@ameritas.com>



**Kristin Wulser**

<kwulser@ameritas.com>  
m>

03/10/2005 09:04 AM

To: council@ci.lincoln.ne.us

cc:

Subject: Fw: CHANGE OF ZONE 05014-NEAR SOUTH NEIGHBORHOOD

We were very pleased to hear of the proposed Zoning change in the Near South Neighborhood!! About 9 years ago, my husband purchased a home ( badly in need of repair) in the neighborhood. He has completely renovated the home and we are in the process finishing the interior remodel. There are several homes on the block that are in poor condition, as well as several apartment buildings. Being able to picture the neighborhood 5, 10 -20 years from now as a vibrant, revitalized area is exciting!! Conversely, picturing the neighborhood as a neighborhood of rundown apartments, dilapidated homes and a small handful of historic homes....is a very sad vision.

By changing the zoning in this neighborhood to R2, homeowners and investors would be encouraged to purchase/renovate homes in the neighborhood. The more homes that are revitalized, the more desirable the neighborhood will become, the more people will want to move back to the core of the city. Although Lincoln is growing by leaps and bounds in all directions, it is important to keep the core of the city alive and well.

Thank you for your consideration!!

Kristin Wulser

\*\*\*\*

This message may contain confidential information intended only for the use of the addressee(s) named above and may contain information that is legally privileged. If you are not the addressee, or the person responsible for delivering it to the addressee, you are hereby notified that reading, disseminating, distributing or copying this message is strictly prohibited. If you have received this message by mistake, please immediately notify us by replying to the message and delete the original message immediately thereafter. Thank you.

\*\*\*\*



**DO NOT REPLY to this-  
InterLinc**  
<none@lincoln.ne.gov  
>

To: General Council <council@lincoln.ne.gov>  
cc:  
Subject: InterLinc: Council Feedback

03/10/2005 01:52 PM

InterLinc: City Council Feedback for  
General Council

Name: Perian Pattillo  
Address: 2200 St. Mary's Ave  
City: Lincoln, NE 68502  
  
Phone: 441-9234  
Fax: 441-8625  
Email: ppattill@ci.lincoln.ne.us

Comment or Question:

Dear City Council members,

I am writing to you regarding whether the "Ride for Five" program should be retained. I work as a case manager for the Community Mental Health Center of Lancaster County. The people that I work with are those who live on a very limited income. Most receive Social Security disability and live in assisted living facilities. The monthly cost to live in assisted living is \$955, which leaves approximately \$40 per month for my clients to use for clothing, grooming/hygiene items and pocket money to perhaps buy a cup of coffee once in awhile. The "Ride for Five" program has been a significant help for my clients as they have been able to utilize public transportation to get to their mental health appointments, look for employment, get to jobs or volunteer positions and to go shopping. Some people are eligible for transportation assistance through the Dept. of Health and Human Services in order to get to medical appointments and in some rare cases, to the grocery store, but that is it. Without the "Ride for Five" program, my clients would have to spend \$30 for a monthly bus pass, and would only have \$10 to use for clothing, grooming/hygiene products, etc., each month. I would like to ask all of you to seriously consider keeping this program in order to help our most vulnerable citizens to continue to work toward independence. I would also ask you to ask yourselves if you could continue to live your life as you do, on even \$40 per month, let alone \$10 per month.

Thank you for your time,

Perian Pattillo, Mental Health Specialist



2323 F Street  
Lincoln, Nebraska 68510  
402.475.7777 Phone  
402.475.7779 Fax  
www.freshstarthome.org

March 9, 2005

Lincoln City Council  
555 South 10<sup>th</sup> Street  
Lincoln, Nebraska 68508

Dear Members of the Lincoln City Council:

RECEIVED

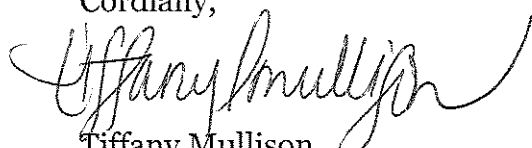
MAR 09 2005


I know a woman who was discharged from Lincoln Regional Center this past year and had not utilized the bus system since 1969. She now takes the bus to work 20 hours a week at her minimum wage job. This would not have been possible without the Ride for \$5 monthly bus passes offered to low-income individuals.

There are many others like her here at Fresh Start Home. Fresh Start Home's mission is *"to ensure the provision of services to women who experience barriers in their lives and to assist restoration of these women to the community"*. Ensuring the provision of services to women includes finding transportation that will allow freedom and still assure autonomy. The majority of women enter Fresh Start Home with nothing. The Ride for \$5 bus pass connects them to potential employers, volunteer sites, and the community. They rely on the bus system to attain self-sufficiency at a time in their lives when income would prevent them from taking this step on their own.

On behalf of the 849 women who have called Fresh Start their home since 1992, the team members, and Board of Directors, we ask you to please continue offering the Ride for \$5 bus passes. In some cases, this pass is the sole beginning of a new life for homeless women.

Cordially,

  
Tiffany Mullison  
Executive Director

  
Julie S. Paschold  
Harmony & Revitalization Coordinator

*The enclosed letters  
are from 6 women at  
Fresh Start who rely  
on Ride for 5*

Fresh Starts' mission is to ensure  
the provision of services to women  
who experience barriers in their lives  
and to assist restoration of  
these women to the community.



March 1, 2005

Dear City Council Members:

RECEIVED  
MAR 09 2005  
CITY COUNCIL  
OFFICE

I am writing in response to the proposed cutting of the Ride For Five bus passes.

Two and one half months ago, due to many factors, I found myself broken and homeless, without any income or a penny to my name.

Through help from many sources, I have found a way to rebuild my life. One of the most helpful resources was the ability to use the bus system for only \$5.00 per month. I have many appointments each week and it would be impossible for me to attend all of them without transportation. Because of my back injury, I cannot simply walk where I need to go.

If the Ride For Five program is cut, I don't know what I am going to do. I feel as though I am caught between a rock and a hard place. For years I have been a contributing member of society. I only ask for a short amount of time and help to renew my contribution.

I plead with you to allow this program to continue. There are many people who are using this transportation source in order to become well and whole again.

Sincerely,

Leanne Malecha

RECEIVED

MAR 09 2005

CITY COUNCIL  
OFFICE

33-05

To whom it may concern,

I have been recently released from prison. I am living at Fresh start and am concerned with the fact that ~~the idea~~ thought is it is being considered to raise the cost of Bus passes.

I have come to Lincoln to live to start over and stay productive. I am getting back into society, and trying to do the right thing.

In order to do these things I have to be able to get around: jobs, volunteering, to go shopping, Church, AA and NA. And with the help of the public transportation and the cost \$5.00 I am able to do this.

There are many places in this world where the doors are already closed in my face, because of the mistakes I've made, all of ~~which~~ which I take full responsibility for. To have another door close in my face, as simple as the the price of bus fare, makes me sad and unsure what I will do.

I know that I'm not the only person in this situation, not only ex inmate such as myself, but many other women who simply can not afford this.

Please do not close another door.

Thank You,

Mary Thomas

RECEIVED

MAR 09 2005

CITY COUNCIL  
OFFICE

To Lincoln City Council members,

3405

I Am Writing in regard to the boards Consideration to raise the Cost of bus Passes from \$5.00 to \$30.00.

I Am Currently living At Fresh Start, A Shelter for homeless women and working to re-build my life after having lost everything as a result of my drug addiction.

I Am attending drug/alcohol Treatment At St. monicas on a full-time basis, as well as Volunteering 8 hours in the community

I depend on, and am very grateful for the reduced Cost of monthly bus passes, which is helping me during this Process of recovery and getting back on my feet.

If the Cost of bus Passes are raised I will be unable to Continue on my current Path of recovery, AS I have no income AS it is, it is easy to Come up with \$5.00 for the Pass, but if the prices are increased, I will not be able to use Public Transportation.

I Thank you for Considering my situation, AS well AS Other residents here at Fresh Start when making Your decision

Sincerely Tina

Dear City Council:

I live on SSI + am disabled  
+ I need the bus for my appointment  
+ volunteer work + to do errands, like  
grocerys + work out + get my  
medication at the pharmacy. So  
the bus is very essential for my  
needs. Please address this. Thank-you  
Please don't up the price it would  
really hurt me financially. Thank you.

Lisa Townes.

RECEIVED

MAR 09 2006

CITY COUNCIL  
OFFICE

To Whom it May Concern:

My name is Linda Bradley and this letter is in regards to the possible raising of the low income bus pass.

I have recently been put in a position where I no longer have a home or transportation. I am out job searching, which would become more difficult without the low income pass.

There are also people on set incomes and this, I'm sure, would be a burden for them to have to use more money to get to where they need to go. I feel this could put people in a position of cancelling needed health care appointments, pharmacy visits, trips to the grocery store, or even job searching.

There would be a large number of people who will be affected by all of this.

Please take these things into consideration when making this decision. There are many people counting on you to make the proper decision.

Thank you for your time,  
Linda Bradley -  
2323 F. St.

RECEIVED  
MAR 09 2004  
CITY COUNCIL  
OFFICE

RECEIVED

MAR 09 2005

CITY COUNCIL  
OFFICE

Dear City Council,

I'm a single female who has problems with Mental Issues. This is about the Bus passports which is being consider being raised from \$5.00 to the original price. I can't work because of my mental issues. I don't drive and rely on the bus system so if raised back to ~~origin~~ original price. I won't be abl to get to my appointments as I like to. So help these af us that are less ~~fortunate~~ fortunate.

Thank-You  
Yvonne L. Portocka

RECEIVED  
MAR 10 2005  
CITY COUNCIL  
OFFICE

March 7, 2005

Terry Werner,

I am writing in response to Wal-Mart Stores building proposal at N. 84<sup>th</sup> and Adams. I am a member of Faith Lutheran Church, and have a child attending Faith Lutheran School.


My concerns are to the point, and will not take much of your time. First, a store the size of Wal-Mart brings more crime to the area. As an example, the Wal-Mart located at N. 27<sup>th</sup> and Superior had 431 police calls in a thirteen month period. Over half of those calls were reported between 8:00 AM and 4:00 PM; times which the church and school are busiest.

Traffic is a second concern. Adams Street will not handle the east and westbound traffic for a store the magnitude of Wal-Mart. It is also evident the east and westbound lanes can't be widened because of the cemetery on the north side of Adams, and the golf course on the south side of Adams.

Wal-Mart would be more accepted if they located their store further north on N. 84<sup>th</sup>. I am not against a business being built at N. 84<sup>th</sup> and Adams, however, Wal-Mart is much too large for this area.

Thank-you for taking time to read my concerns, and ponder them as the decision is made to allow/not allow Wal-Mart to build at N. 84<sup>th</sup> and Adams.

Sincerely,



Tami Lang  
1631 Sawyer St.  
Lincoln, Ne 68505





RECEIVED

3-8-05

MAR 10 2005  
CITY COUNCIL  
OFFICE

Dear City Council

I send you this letter to thank you for this Ride for Five program. Because is a program that has helped me a lot. Especially for when I go to work, go get my groceries, for my bills to pay, and mostly to move where I need to go. I beg to Please don't take this program off because is a big help to me and to others that need it. Thank you for worrying for the needs of the Community especially the handicap people. God will thank you for what you do for the community, I hope you will understand this letter and of others that you will receive. Onece more time I want to thank you for this program that you have.

Attentively:

*Flora Restoria*

**ADDENDUM  
TO  
DIRECTORS' AGENDA  
MONDAY, MARCH 14, 2005**

**I. MAYOR**

1. NEWS RELEASE - RE: "Kids And Cameras" Project For Urban Development To Be Displayed At Town Hall March 14 - (See Release)
2. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of March 12 through 18, 2005-Schedule subject to change-(See Advisory)

**II. CITY CLERK - NONE**

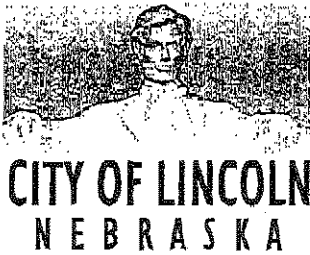
**III. CORRESPONDENCE**

**A. COUNCIL REQUESTS/CORRESPONDENCE - NONE**

**B. DIRECTORS AND DEPARTMENT HEADS - NONE**

**C. MISCELLANEOUS**

1. E-Mail from Nadine Hain - RE: Light Trespass -(See E-Mail)
2. E-Mail from Daniel Russell - RE: Zoning Change #05014-(See E-Mail)
3. E-Mail from Tom Miller - RE: Lighting ordinance change -(See E-Mail)
4. E-Mail from Prof. Martin Gaskell - RE: Lighting ordinance change -(See E-Mail)
5. E-Mail from Gary Zellweger - RE: Support Change of Zone 05014 -(See E-Mail)



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: March 11, 2005

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

## **"KIDS AND CAMERAS" PROJECT FOR URBAN DEVELOPMENT TO BE DISPLAYED AT TOWN HALL MARCH 14**

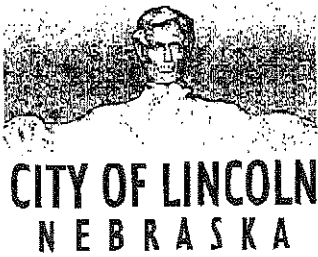
The public will have an opportunity to see a display of the "Kids and Cameras" project as part of Mayor Coleen J. Seng's Town Hall meeting the evening of Monday, March 14 at Scott Middle School, 2200 Pine Lake Road.

About 100 children from nine of Lincoln's Community Learning Centers participated in the project. They were given disposable cameras and asked to take pictures of the prettiest, scariest and safest places in their neighborhoods, as well as their favorite places to play. The photos were assembled into seven posters, which will be on display at the Town Hall. Another poster will outline the children's vision for the future of their neighborhoods.

"Kids and Cameras" was part of City Urban Development Department's process to develop a consolidated plan for 2005 through 2009. Urban Development Director Marc Wullschleger said it was important to hear from children as well as adults. Staff from the City and Olsson Associates volunteered their time to the project. Mayor Seng and was among those who first viewed the display at a community meeting earlier this year.

"I was very impressed with the children's photos and with their ideas for the future," said Mayor Seng. "I encourage people to come view the display to get a look at our community through the eyes of our younger citizens."

The Town Hall will begin with a reception at 7 p.m. The question and answer session from 7:30 to 8:30 p.m. will be taped by 5 CITY-TV for airing on cable channel 5. All City departments will be represented at the meeting.



# NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

Date: March 11, 2005

Contact: Diane Gonzolas, Citizen Information Center, 441-7831

## Mayor Seng's Public Schedule Week of March 12 through 18, 2005 *Schedule subject to change*

### Saturday, March 12

- Girl Scout Annual Meeting, present scholarship - 10:15 a.m., Cornhusker Hotel, Grand Ballroom, 333 South 13th Street
- Foster Grandparent Recognition Brunch, remarks - 10:30 a.m., Embassy Suites, 1040 "P" Street
- St. Patrick's Day Festival - 11 a.m., St. Patrick's Catholic Church, 6126 Morrill Avenue
- Pancake Benefit for Alex Ford, make pancakes - 12:30 p.m., Firefighter Reception Hall, 241 Victory Lane

### Sunday, March 13

- Candidates Forum - 9:30 a.m., First United Methodist Church, 2723 North 50th Street
- Pride 2005 Reception, remarks and proclamation - 2:30 p.m., Lazlo's, 710 "P" Street

### Monday, March 14

- Budget work session - 8:30 a.m., Mayor's Conference Room, County City Building, 555 South 10th Street
- Town Hall Meeting - 7 p.m., Scott Middle School, 2200 Pine Lake Road

### Tuesday, March 15

- KFOR Radio live call-in show - 12:30 p.m., 3800 Cornhusker Hwy.
- Leadership Lincoln Youth Decision-Making Workshop - 1:30 p.m., Apothecary Loft, 140 North 8th Street, fifth floor
- Lincoln Chaplaincy Corps Annual Meeting/Banquet - 6:30 p.m., Christ United Methodist Church, 4530 "A" Street

### Wednesday, March 16

- Malone Center Annual Membership Meeting - 6 p.m., 2032 "U" Street

### Thursday, March 17

- Patte Newman Constituent Meeting, remarks - 5:30 p.m., Anderson Library, 3635 Touzalin Avenue




Joan V Ray  
03/11/05 02:15 PM

To: CouncilPacket/Notes@Notes  
cc:  
Subject: Re: Light Trespass

----- Forwarded by Joan V Ray/Notes on 03/11/2005 02:18 PM -----



Joan V Ray  
03/11/2005 02:10 PM

To: "rnhain@netzero.net" <rnhain@netzero.net>  
cc:  
Subject: Re: Light Trespass 

Dear Ms. Hain: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray  
City Council Office  
555 South 10th Street  
Lincoln, NE - 68508  
Phone: 402-441-6866  
Fax: 402-441-6533  
e-mail: jray@ci.lincoln.ne.us

"rnhain@netzero.net" <rnhain



"rnhain@netzero.net"  
<rnhain  
03/11/2005 01:50 PM

To: Council@CI.Lincoln.NE.US  
cc:  
Subject: Light Trespass

TO: All Council Members  
From: Nadine Hain

Our neighborhood has been invaded with too much light from Talent Plus. The building light is the problem. They built the building substantially less than 50 feet from the residential property line and put windows all the way to the top on the side that faces the neighborhood. They have very bright lights that are on from 6 AM till late at night. The lights shine right into the windows of the houses next to the property line and we are 2 houses away and they shine into our living room window, very brightly. Please pass a light pollution ordinance on too much light on residential houses from commercial buildings also. This is also dropping our property values because of the closeness of the building. Thank you.

Nadine Hain  
4151 Ridgeview Dr.  
Lincoln, Ne. 68506  
Phone: 402-488-0826



Joan V Ray  
03/14/05 09:10 AM

To: CouncilPacket/Notes@Notes  
cc:  
Subject: zoning change 05014

----- Forwarded by Joan V Ray/Notes on 03/14/2005 09:13 AM -----




daniel russell  
<drus007@neb.rr.com>  
>

To: plan@ci.lincoln.ne.us, council@ci.lincoln.ne.us  
cc:  
Subject: zoning change 05014

03/12/2005 04:29 PM

hello, my name is daniel russell,i live at 2626 c st. i would like to express my support FOR the change of zoning in the near south neighborhood.i believe this change will be beneficial to all who live in the near south....thank you

 Joan V Ray

03/14/05 09:11 AM

To: CouncilPacket/Notes@Notes

cc:

Subject: Lighting ordinance change

----- Forwarded by Joan V Ray/Notes on 03/14/2005 09:15 AM -----



TMiller232@aol.com

03/13/2005 02:13 PM

To: council@ci.lincoln.ne.us

cc:

Subject: Lighting ordinance change

To all Lincoln City Council Members,

It is my sincere hope that you will all vote in favor of the lighting ordinance change. It is a positive step that many communities and even countries (England) as one example are taking to help with the growing problem of light pollution. Nebraska is known amongst the astronomical community as having some of the Darkest Skies in the US. The Nebraska Star Party held near Valentine has been a big factor in that. We won't ever have skies that dark here in the Lincoln area but this can be a big start to help reduce light pollution. As an amateur astronomer, to me this is a very important issue. Also 1 1/2 years ago I started building a astronomical research observatory (now) about 1 mile east of the city limits. The yet un-named observatory saw first light about 2 weeks ago. I hope to conduct research projects that will benefit the amateur and professional astronomy communities. Through your votes, I hope Lincoln can be a leader and not get left behind on this issue. In future astronomy publications, myself and others would like to write articles about how our community is a leader in helping control light pollution and waste lighting. Thanks for your time.

Sincerely,

Tom Miller  
3400 N.102nd St.  
Lincoln, NE. 68527  
402-432-2167



Joan V Ray

03/14/05 09:12 AM

To: CouncilPacket/Notes@Notes  
cc:  
Subject: InterLinc: Council Feedback

----- Forwarded by Joan V Ray/Notes on 03/14/2005 09:16 AM -----



DO NOT REPLY to this-

InterLinc

<none@lincoln.ne.gov

>

To: General Council <council@lincoln.ne.gov>

cc:

Subject: InterLinc: Council Feedback

03/14/2005 02:04 AM

InterLinc: City Council Feedback for  
General Council

Name: Prof. Martin Gaskell  
Address: Physics & Astronomy, Univ. Nebraska  
City: Lincoln, NE 68588-0111  
  
Phone: 472-4788  
Fax:  
Email: mgaskell1@unl.ed

Comment or Question:  
Dear Council members,

I am delighted to see that the Planning Commission unanimously voted to require business in and around Lincoln to have fully-shielded light fixtures that do not provide excessive illumination. I look forward to these improved lighting ordinances becoming law and the City of Lincoln joining the growing number of communities around the country that are tackling light pollution.

I have been teaching astronomy at UNL for over 12 years now and the increase in light pollution over Lincoln has been making seeing the real sky hard for the thousands of students who take our astronomy classes. It creates difficulties for student astronomy research too. The problem of light pollution has accelerated over the last few years. The Planning Commissions proposed new bylaws are a very valuable step in preventing this increase in light pollution.

I hope that these "light trespass" laws can be extended in the future to include residences as well, that in the future they will be made appropriately retroactive, and that additional steps will be taken to preserve the heritage of a dark night sky for both the City of Lincoln, and especially in the regions.

The natural beauty of the night sky is something that everyone ought to be able to enjoy for generations to come.

Sincerely Yours,

Martin Gaskell





Joan V Ray

03/14/05 09:33 AM

To: CouncilPacket/Notes@Notes  
cc:  
Subject: support 05014

----- Forwarded by Joan V Ray/Notes on 03/14/2005 09:37 AM -----



Gary

<garzell1@earthlink.net>

t>

To: council@ci.lincoln.ne.us

cc:

Subject: support 05014

03/13/2005 07:45 PM

Please respond to Gary

Hello,

Please support Change of Zone 05014- for the Near South Neighborhood. I believe it will benefit our neighborhood.

Thank you,

Gary Zellweger  
2610 C Street  
68502

**DIRECTORS' MEETING  
MINUTES  
MONDAY, MARCH 14, 2005  
CONFERENCE ROOM 113**

**Council Members Present:** Terry Werner, Chair; Ken Svoboda, Vice-Chair; Jon Camp, Jonathan Cook, Patte Newman, Glenn Friendt, Annette McRoy.

**Others Present:** Mayor Coleen Seng, Mark Bowen, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Tammy Grammer, City Council Staff and Deena, Winter, Lincoln Journal Star Representative.

[Directors' Meeting convened at 11:39 a.m.]

**I. MAYOR**

Mayor Coleen Seng stated she has nothing for Council. Mayor Seng called on Directors.

Roger Figard (Public Works) handed out to Council a residential rehabilitation list for 2005 Construction Projects. Mr. Figard indicated they will have a map and this list available tonight at the Town Hall Meeting. [Copy of the list on file in the City Council Office.]

Police Chief Casady stated a couple weeks ago he was called by a reporter from the Lincoln Journal Star who told him about the lawlessness being advocated by the Downtown Lincoln Association. He had not been aware of it until he received that call and the reporter asked him if he would confirm that it's illegal to plug parking meters. He answered the question and he ended up being the only person quoted in the article as a result and he has kind of become the focus of the occasional letter to the Editor including the lengthy one from the opposite end of the State today. Last year they wrote over 90,000 parking tickets, 120 of those were for extending the time on parking meters and he can almost guarantee it that virtually all of those were a result of some DLA member calling them to complain about people plugging meters on their smoke breaks. So the Police Department is accused of over enforcement and he thought it might be good for Council to have some historical data about the parking tickets in Lincoln, so he's got 50 years worth. He thought this might provide Council with some valuable information when people are talking to them about it.

Diane Gonzolas reminded everyone the Town Hall Meeting was tonight and asked if anybody had any questions about it. The reception starts at 7:00 p.m. and the meeting is from 7:30 p.m. to 8:30 p.m. at Scott Middle School, 2200 Pine Lake Road. Ms. Gonzolas noted most of the parking is on the north side of the building.

She also wanted to let Patte (Newman) know that they do have all the information on the Storm Sewer Bond issues on the website with a list of the projects.

1. NEWS ADVISORY - RE: Mayor Coleen Seng and representatives of the City Home Clean Air Program will announce the use of ethanol-blended diesel fuel by City buses at a news conference at 10:00 a.m., Thursday, March 10<sup>th</sup>. — NO COMMENTS
2. NEWS RELEASE - RE: Lincoln Is First City In Nation To Convert Buses To Ethanol Fuel Blend. — NO COMMENTS
3. NEWS RELEASE - RE: Open House Planned For Water Main Improvements On South 48<sup>th</sup> Street. — NO COMMENTS
4. Washington Report - March 4, 2005. — NO COMMENTS

## **II. DIRECTORS**

### **FINANCE DEPARTMENT/CITY TREASURER**

1. Material from Don Herz, Finance Director & Melinda J. Jones, City Treasurer - RE: Resolution & Finance Department, Treasurer of Lincoln, Nebraska - Investments Purchased February 22 thru March 4, 2005. — NO COMMENTS

### **PLANNING**

1. Letter from Tom Cajka to Paula Dicero, Associated Engineering - RE: Lattimer's Addition Final Plat #04138-generally located at S. 84<sup>th</sup> St. and Kathy Lane. — NO COMMENTS
2. Letter from Becky Horner to J.D. Burt, Design Associates - RE: Northview 7<sup>th</sup> Addition Final Plat #04135-generally located at Northview Road and N. 24<sup>th</sup> Street. — NO COMMENTS

3. Letter from Brian Will to Kent Braasch, Essex Corp. - RE: The Preserve on Antelope Creek 8<sup>th</sup> Addition-FP#04097-generally located at South 80<sup>th</sup> Street and Pioneers Blvd. — NO COMMENTS

#### **PLANNING COMMISSION FINAL ACTION.....**

1. Use Permit No. 141A, Thompson Creek (Add two lots for commercial use-S. 56<sup>th</sup> Street & Thompson Creek Blvd.) Resolution No. PC-00905. — NO COMMENTS
2. Special Permit No. 05003, Meadow View 2<sup>nd</sup> Addition CUP (Northeast corner of S.W. 84<sup>th</sup> Street & West Pioneers Blvd.) Resolution No. PC-00904-DENIED. — NO COMMENTS
3. Use Permit No. 148, King Crest (N. 27<sup>th</sup> Street, north of Folkways Blvd.) Resolution No. PC-00906. — NO COMMENTS
4. **\*\*CORRECTED\*\***- Use Permit No. 148, King Crest (N. 27<sup>th</sup> Street, north of Folkways Blvd.) Resolution No. PC-00906. — NO COMMENTS

#### **PUBLIC WORKS & UTILITIES**

1. Public Works & Utilities ADVISORY - RE: Holdrege Street Water Main and Roadway Improvement Is Beginning EO #65704 - Holdrege St. from 84<sup>th</sup> to 90<sup>th</sup> Street. — NO COMMENTS
2. Public Works & Utilities ADVISORY - RE: South 48<sup>th</sup> Street Water Main Improvements Planned-Public Meeting Scheduled for March 15, 2005-Project #700270. — NO COMMENTS
3. Response E-Mail from Steve Masters to Annette McRoy - RE: Constituent with problem-District assessment-Robert Markovic. — NO COMMENTS

### **III. CITY CLERK - NO COMMENTS**

#### **IV. COUNCIL**

##### **A. COUNCIL REQUESTS/CORRESPONDENCE**

##### **JON CAMP - NO COMMENTS**

1. E-Mail from Ann Geary to Jon Camp - RE: A Street Coachman's Drive to Eldon Drive. — NO COMMENTS
2. E-Mail from Julie Sand to Jon Camp with response from Jon Camp - RE: Talent Plus. — NO COMMENTS

##### **JONATHAN COOK**

Mr. Cook commented he assumes they are going to get a copy of the reply to Mr. Hornby who has a letter in their Directors packet to Building & Safety. Mike Merwick stated they have talked to Mr. Hornby on the issues that he raised. After brief discussion, Council agreed that they would like a written response letter sent to Mr. Hornby and copy send to them. Mark Bowen replied that he will get Council a copy of the letter.

Mr. Cook mentioned to Marc Wullschleger that he might get a phone call from a gentleman regarding the ornamental lighting. Is there any kind of [inaudible] CDBG money or other assistance available to anyone who might be in the assessment district for the ornamental lights that truly is poverty level income or is it the wrong area for that. Marc Wullschleger replied no there's not, in the past they have with CDBG funding have funded focus areas. Mr. Cook noted apparently this individuals mother is on a fixed income just has social security and he is concerned about the assessment. So, he didn't know if there was anyway they could help her, it's kind of an unusual case in that area, but he wanted to let him know.

Regarding the Street Rehabilitation list, one of the items 27<sup>th</sup> Street-Yankee Hill Road to Beltway they don't have a Beltway and asks what this means. Roger Figard replied that's continuing to do engineering work on the corridor that goes south on 27<sup>th</sup>. The State is working on a South Beltway and doing the engineering and they need to make sure our alignment, right-of-way needs and grades are set so they're ready to go if and when there's construction [inaudible] so that's not a construction project. Mr. Cook commented so even though it says construction projects on the title of this paper it is in fact just design work because they have to realign it to avoid railroad tracks and the whole works. Mr. Figard stated sometimes they have to be careful on the category, there is also a piece of 27<sup>th</sup> Street south from

Yankee Hill adjacent to the development that is being built with our Yankee Hill-27th to 40<sup>th</sup> Street project. So, there is a quarter of a mile or so being built adjacent to the development, but it doesn't go all the way to the beltway, it just happens to be the legal definition of that assigned project number in their reports.

Mr. Werner asked Mr. Figard to explain 27<sup>th</sup> to 40<sup>th</sup> Street because he's had people telling him that they feel like this is just a huge waste of money? Mr. Figard stated they were annexed all the way around. Mr. Werner questioned does it need to be four lanes now or can they do some creative off setting. Mr. Figard said they did the design the first time thinking two lanes was enough by the time they got the two lane design done everything was annexed. Working with the developer they felt that they really needed to put it all in now and not come back 3 years later when the businesses were there and close it down.

Mr. Svoboda added he's hearing from the developers saying it's designed that's great, but can only two lanes be done right now to put some money else where in the City and at a later time come in and do it. Mr. Svoboda commented this is the developer that was mentioning it to him not the public. Mr. Figard stated those were questions they asked themselves and they felt with all the stuff going in on the northeast corner now is the time to get it all done. Mr. Svoboda asked if these projects will line up in the CIP as far as getting dollar amounts? Mr. Figard replied most of these have funding in a current year CIP and the intention was to show the community the disruption and the construction this summer.

Mr. Friendt asked Roger Figard if they could also get the total dollars being expended for at least the major categories for the 2005 construction projects? Roger Figard stated okay.

Mr. Camp asked why "O" Street from 52<sup>nd</sup> to Wedgewood is still on the list? Mr. Figard commented remember on some of those they did multi-year contracts and had to have dollars. There is still some landscaping and things to finish on "O" Street so they are trying to show where they would still have some activity because the landscaping contract is not done.

1. ~~OUTSTANDING~~ Request to Public Works & Utilities Department - RE: Snow plowed onto sidewalks repeatedly (RFI#122 - 01/11/05). — **1.) SEE RESPONSE FROM W.L. NASS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#122-03/09/05. — NO COMMENTS**

## **GLENN FRIENDT - NO FURTHER COMMENTS**

1. Request to ~~Marc Wullschleger, Urban Development Director~~ /Lynn Johnson, Parks & Recreation Director - RE: Next steps for the University Place property vacation (RFI#41-02/02/05). — **1.) SEE RESPONSE FROM MARC WULLSCHLEGER, URBAN DEVELOPMENT DIRECTOR RECEIVED ON RFI#41-02/09/05. — NO COMMENTS**

## **ANNETTE McROY -NO COMMENTS**

1. Request to Don Taute, Personnel Director RE: Breakdown for Each Department for specifically requested information on M-Class Employees for Years 1995, 2000 and 2003 (**RFI #164 - 02-18-05** - Joint Request w/P.Newman). — NO COMMENTS

## **PATTE NEWMAN**

Ms. Newman commented she thinks Council all heard from Rick Meyer about his cats. She asked if the Health Department was handling this situation? Ms. Newman added the guy with 140 cats and the Humane Society apparently got rid of the one that he wanted to keep. Bruce Dart replied he's not sure what to do about it the Humane Society got rid of the cat, the cat's gone and that's not part of their operation so he's not quite sure what Council wants him to do. Ms. Newman asked Mr. Dart if someone is going to respond to Mr. Meyer? After brief discussion, Council agreed to have Mr. Dart respond to Mr. Meyer's letter letting him know that he needs to talk to the Humane Society.

Regarding 48<sup>th</sup> Street in front of Hawthorne there are pink marks all over the trees and asked Roger (Figard) if he knows what's going on. Roger Figard responded just some surveying and counting stuff, they wouldn't head out to do anything without talking to Council, but he will check on it. Lynn Johnson added it's surveying because he happened to walk pass and noticed all of the water meters and the corner of those sidewalks and the trees are all marked as surveying going on. Ms. Newman asked if the pink marks mean the trees are coming down? Mr. Johnson replied no.

Ms. Newman 'thanked' Diane (Gonzolas), Nicole (Fleck-Tooze) and Ben (Higgins) and the IT guys for getting the stormwater bond issue information up on the website so quickly.

She received a call from an AllTel employee who is very concerned when they are out there with yellow flashing lights that cars go speeding by and she knows Public Works had a death of one of their employees on “O” Street a couple years ago. So, he was wondering if there was any sort of ordinance on the book or anything to make people slow down because he’s concerned about AllTel employees and other people that are out there. Police Chief Casady replied it’s not illegal, service trucks out there with yellow flashing lights does not change the speed limit and commented supposed you might be able to do something by ordinance. Ms. Newman questioned is it something any other community has done anything about. Chief Casady said he has never seen anything like that in his career, obviously construction zones are specifically covered in City ordinances and State Statute, but a temporary work thing where utility companies are cutting trees away from lines, etc., nothing in ordinance and he has never seen one. Roger Figard added in setting up a work zone area, they struggle to get some of the utilities that come out and stop to set up more than one cone. If they work with their office and they are going to be there a while there is a traffic zone that is supposed to be set up that would better protect employees, it’s time consuming and it can be expensive if they’re not there for a while. Ms. Newman asked if AllTel is required to put cones down the street? Mr. Figard stated if they are there for a period of time they’re supposed to be, but again they just don’t have the staff and he knows Chief Casady doesn’t have the staff to be out there on them all day.

1. Request to Don Taute, Personnel Director RE: Breakdown for Each Department for specifically requested information on M-Class Employees for Years 1995, 2000 and 2003 (RFI #30 - 02-18-05 - Joint Request w/A.McRoy). — NO COMMENTS
2. Request to Lynn Johnson, Parks & Recreation Director - RE: Request for more information on the tennis courts at Woods Park- (RFI#31-03/04/05). — NO COMMENTS

**KEN SVOBODA - NO COMMENTS**

**TERRY WERNER**

Mr. Werner said he mentioned this to Chief Casady in passing the other day that someone asked him about the contribution from the banks to the Police Department, they felt that it possibly could be misconstrued to be favoring and now the banks are going to get more coverage or something else. Mr. Werner asked Police Chief Casady if he has a policy as far as contributions go? Chief Casady commented he didn’t respond very effectively to that when they ran into each other outside of a restaurant. Chief Casady stated he discussed this at length with his staff when they were originally approached by



one of the bank officers that wanted to raise funds for them. They saw a few key differences between this and gratuity like a free cup of coffee or a half price meal, and no one agreed to do anything different or anything for the banks. It was solicited they didn't ask for it, they didn't go looking for it, they came to us and it didn't benefit an individual officer employed to the department rather to the department as a whole, so those are the three key differences they saw between this. Chief Casady commented to Mr. Werner that he thought after they conversed that he should of pointed this out to him at that time. Chief Casady added the City has its hand out all the time such as recently Sunken Gardens, Jensen Park, Stransky Park, the tunnel that connects this building with the parking lot which are all funded with private donations and their donation of \$15,050 from a group of Lincoln Financial Institutions is really pretty small potatoes compared to the other things the City actively solicits and accepts. Adding the City also hosts a gift catalog where they actually suggest to people things that they would like to have donated to them. Mr. Werner commented he's in agreement with Chief Casady.

Dana Roper stated Council should be accepting gifts from people proper that they should be making the decision on whether to accept the gifts or not. They may not want them, they have had people attempt to donate their neighborhood swimming pool to the City and they found the deed filed in the Registered of Deeds. They didn't want it, they didn't want to maintain it and so that's why Council should be accepting these gifts and as you say to avoid the appearance of impropriety should be Council's decision not a departments. Mr. Werner commented so you're saying that each gift should come to Council. Mr. Roper replied in some fashion Council should be giving their blessing to this. Mr. Werner added so maybe they need some sort of ordinance that would say gifts over x-amount of dollars need Council approval. Mr. Roper replied you could go that way. Ms. Newman asked if other communities have ordinances that say this. Mr. Roper replied he doesn't know, he would have to look.

## **V. MISCELLANEOUS**

1. Letter from Nancy - RE: The "Ride for Five" Program it would be so helpful if you continued this program. — NO COMMENTS
2. Letter from Gary Awalt - RE: The proposed Wal-Mart Super center. — NO COMMENTS
3. Letter from Havelock Business Owners - RE: Proposed Wal-Mart at 87<sup>th</sup> & Adams. — NO COMMENTS
4. Letter from Rod Hornby, President, Rembolt Homes - RE: Plumbing concerns with new construction. — NO COMMENTS

5. E-Mail from Lisa Janssen, BA Mental Health Specialist, Community Mental Health Center of Lancaster County - RE: Please continue to support the 'Ride for Five' Program. — NO COMMENTS
6. E-Mail from Lori Ashmore, HUD Homeless Case Manager, Lincoln Action Program - RE: Bus passes. — NO COMMENTS
7. E-Mail from Liz Browne, Certified Social Worker, Community Support Worker, Community Mental Health Center - RE: The Ride for Five Program. — NO COMMENTS
8. Letter from George & Julie Papineau - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams. — NO COMMENTS
9. Letter & Material from Frank Landis, Commissioner, State of Nebraska Public Service Commission-RE: Application No. PSAP-36.1: In the Matter of Lincoln/Lancaster County, seeking funding approval for recurring and non-recurring costs of Wireless E911 Implementation. — NO COMMENTS
10. Letter from Mark Travis - RE: Encourage you to continue the 'Ride For Five' program. — NO COMMENTS
11. Letter from Richard Strom - RE: Encourage you to continue the 'Ride For Five' program. — NO COMMENTS
12. Letter from Terri Smith - RE: Continue the 'Ride for Five' Program. — NO COMMENTS
13. Letter from Briana Gauger - RE: Continue the 'Ride for Five' Program. — NO COMMENTS
14. Letter from Doris Scott; Darlene Smith; James Butts; Jerry Knowles; JoAnn Graham; Jeanne Boettcher; - RE: The 'no smoking' ban - "independent living center" they would like to see their facility mandated as smoke free. — NO COMMENTS
15. Letter from Terry Gettman - RE: Continue the 'Ride for Five' Program. — NO COMMENTS

16. Letter from Mark & Terri Rockemann - RE: Concerned about the proposed new Wal-Mart location at 84<sup>th</sup> & Adams. — NO COMMENTS
17. Letter from Shirley Uttecht - RE: Super Wal-Mart's Proposed Northeast Lincoln location at North 84<sup>th</sup> Street & Adams St.— NO COMMENTS
18. Letter from Loretta Murry - RE: Please consider keeping the 'Ride for Five' program. — NO COMMENTS
19. Letter from Grace Bryan - RE: Please keep the 'Ride for Five' program. — NO COMMENTS
20. Letter from Karen Teachman - RE: Please consider keeping the 'Ride for Five' program. — NO COMMENTS
21. Letter & Material from Donald Coleman - RE: The Karate studio owner charged with indecent exposure, pleads innocent - questions how this man can still operate a business where there are little girls. — NO COMMENTS
22. E-Mail from Kim Baty - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams. — NO COMMENTS
23. E-Mail from Donald Atkinson - RE: \$5.00 Bus Passes. — NO COMMENTS
24. E-Mail from Selma Atkinson - RE: Please keep the five dollar bus passes. — NO COMMENTS
25. E-Mail from Carol B. - RE: MSN article-National Bank of Wal-Mart?— NO COMMENTS
26. Letter from Susan Coonrod - RE: Please keep the 'Ride for Five' program. —NO COMMENTS
27. Letter from Scott Johnson - RE: Please keep the 'Ride for Five' program. —NO COMMENTS
28. Letter from Jean Wheat - RE: Please keep the 'Ride for Five' program. — NO COMMENTS
29. Letter from Bridget Toma - RE: Please keep the 'Ride for Five' program. — NO COMMENTS

- 30 . Letter from Deloris Cole - RE: Please keep the 'Ride for Five' program. — NO COMMENTS
31. E-Mail from Monica Janssen, BA, MHS, Mental Health Specialist - RE: On behalf of my agency and all who have benefitted from the 'Ride for Five' program to encourage it being made permanent. — NO COMMENTS
32. E-Mail from Kristin Wulser - RE: Change of Zone 05014-Near South Neighborhood. — NO COMMENTS
33. E-Mail from Perian Pattillo - RE: The 'Ride For Five' Program should be retained. — NO COMMENTS
34. 8 Letters from Tiffany Mullison & Julie S. Paschold, Fresh Start Home; Leanne Malecha; Mary Thomas; Tina; Tisa Townsend; Linda Bradley; Teresa Patocka; - RE: The 'Ride For Five' Program. — NO COMMENTS
35. Letter from Tami Lang - RE: The proposed Wal-Mart at 84<sup>th</sup> & Adams. — NO COMMENTS
36. Letter - RE: The 'Ride For Five' Program. — NO COMMENTS

### **ADDENDUM -(For March 14<sup>th</sup>)**

#### **I. MAYOR**

1. NEWS RELEASE - RE: "Kids And Cameras" Project For Urban Development To Be Displayed At Town Hall March 14. — NO COMMENTS
2. NEWS ADVISORY - RE: Mayor Seng's Public Schedule Week of March 12 through 18, 2005-Schedule subject to change. — NO COMMENTS

#### **II. CITY CLERK - NONE**

#### **III. CORRESPONDENCE**

##### **A. COUNCIL REQUESTS/CORRESPONDENCE - NONE**

**B. DIRECTORS AND DEPARTMENT HEADS - NONE**

**C. MISCELLANEOUS**

1. E-Mail from Nadine Hain - RE: Light Trespass. — NO COMMENTS
2. E-Mail from Daniel Russell - RE: Zoning Change #05014. — NO COMMENTS
3. E-Mail from Tom Miller - RE: Lighting ordinance change. — NO COMMENTS
4. E-Mail from Prof. Martin Gaskell - RE: Lighting ordinance change. — NO COMMENTS
5. E-Mail from Gary Zellweger - RE: Support Change of Zone 05014. — NO COMMENTS

[End of Addendum]

**VI. MEETING ADJOURNED - Approximately at 11:58 a.m.**

dm031405/tjg